

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.

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## 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

FEBRUARY 3, 2011

Committee discharged; referred to the Committee on Foreign Relations

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## 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,*

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

4 (a) COOPERATION WITH OTHER NATIONS.—Section  
5 123 d. of the Atomic Energy Act of 1954 (42 U.S.C. 2153  
6 d.) is amended in the first sentence—

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

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

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

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

15 (1) in the second sentence, by striking “secu-  
16 rity,” and all that follows and inserting “security.”;  
17 and

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

1 31st day of continuous session after submission of  
2 the subsequent arrangement.”.

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

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

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

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