

109TH CONGRESS
2^D SESSION

H. R. 5682

AN ACT

To exempt from certain requirements of the Atomic Energy Act of 1954 a proposed nuclear agreement for cooperation with India.

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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. SHORT TITLE.**

2 This Act may be cited as the “Henry J. Hyde United
3 States and India Nuclear Cooperation Promotion Act of
4 2006”.

5 **SEC. 2. SENSE OF CONGRESS.**

6 It is the sense of Congress that—

7 (1) preventing the proliferation of nuclear
8 weapons, other weapons of mass destruction, the
9 means to produce them, and the means to deliver
10 them are critical objectives for United States foreign
11 policy;

12 (2) sustaining the NPT and strengthening its
13 implementation, particularly its verification and
14 compliance, is the keystone of United States non-
15 proliferation policy;

16 (3) the NPT has been a significant success in
17 preventing the acquisition of nuclear weapons capa-
18 bilities and maintaining a stable international secu-
19 rity situation;

20 (4) countries that have never become a party to
21 the NPT and remain outside that treaty’s legal re-
22 gime pose a potential challenge to the achievement
23 of the overall goals of global nonproliferation, be-
24 cause those countries have not undertaken the
25 NPT’s international obligation to prohibit the spread
26 of dangerous nuclear technologies;

1 (5) it is in the interest of the United States to
2 the fullest extent possible to ensure that those coun-
3 tries that are not NPT members are responsible
4 with any nuclear technology they develop;

5 (6) it is in the interest of the United States to
6 enter into an agreement for nuclear cooperation as
7 set forth in section 123 of the Atomic Energy Act
8 of 1954 (42 U.S.C. 2153) with a country that has
9 never been an NPT member with respect to civilian
10 nuclear technology if—

11 (A) the country has demonstrated respon-
12 sible behavior with respect to the nonprolifera-
13 tion of technology related to weapons of mass
14 destruction programs and the means to deliver
15 them;

16 (B) the country has a functioning and un-
17 interrupted democratic system of government,
18 has a foreign policy that is congruent to that of
19 the United States, and is working with the
20 United States in key foreign policy initiatives
21 related to non-proliferation;

22 (C) such cooperation induces the country
23 to implement the highest possible protections
24 against the proliferation of technology related
25 to weapons of mass destruction programs and

1 the means to deliver them, and to refrain from
2 actions that would further the development of
3 its nuclear weapons program; and

4 (D) such cooperation will induce the coun-
5 try to give greater political and material sup-
6 port to the achievement of United States global
7 and regional nonproliferation objectives, espe-
8 cially with respect to dissuading, isolating, and,
9 if necessary, sanctioning and containing states
10 that sponsor terrorism and terrorist groups,
11 that are seeking to acquire a nuclear weapons
12 capability or other weapons of mass destruction
13 capability and the means to deliver such weap-
14 ons;

15 (7)(A) India meets the criteria described in
16 paragraph (6); and

17 (B) it is in the national security interest of the
18 United States to deepen its relationship with India
19 across a full range of issues, including peaceful nu-
20 clear cooperation;

21 (8) the South Asia region is so important that
22 the United States should continue its policy of en-
23 gagement, collaboration, and exchanges with and be-
24 tween India and Pakistan; and

1 (9) the United States Government, pursuant to
2 the restrictions in this Act, shall not participate in,
3 or contribute to, the manufacture or acquisition of
4 nuclear weapons or nuclear explosive devices.

5 **SEC. 3. STATEMENTS OF POLICY.**

6 (a) IN GENERAL.—The following shall be the policies
7 of the United States:

8 (1) Oppose the development of a capability to
9 produce nuclear weapons by any non-nuclear weapon
10 state, within or outside of the Treaty on the Non-
11 Proliferation of Nuclear Weapons (21 UST 483;
12 commonly referred to as the “Nuclear Non-Pro-
13 liferation Treaty” or the “NPT”).

14 (2) Encourage states party to the NPT to in-
15 terpret the right to “develop research, production
16 and use of nuclear energy for peaceful purposes”, as
17 described in Article IV of the NPT, as being a quali-
18 fied right that is conditioned by the overall purpose
19 of the NPT to prevent the spread of nuclear weap-
20 ons and nuclear weapons capability, including by re-
21 fraining from all nuclear cooperation with any state
22 party that has not demonstrated that it is in full
23 compliance with its NPT obligations, as determined
24 by the IAEA.

1 (3) Strengthen the Nuclear Suppliers Group
2 guidelines concerning consultation by members re-
3 garding violations of supplier and recipient under-
4 standings by instituting the practice of a timely and
5 coordinated response by NSG members to all such
6 violations, including termination of nuclear transfers
7 to an involved recipient, that discourages individual
8 NSG members from continuing cooperation with
9 such recipient until such time as a consensus regard-
10 ing a coordinated response has been achieved.

11 (b) WITH RESPECT TO SOUTH ASIA.—The following
12 shall be the policies of the United States with respect to
13 South Asia:

14 (1) Achieve a moratorium on the production of
15 fissile material for nuclear explosive purposes by
16 India, Pakistan, and the People’s Republic of China
17 at the earliest possible date.

18 (2) Achieve, at the earliest possible date, the
19 conclusion and implementation of a treaty banning
20 the production of fissile material for nuclear weap-
21 ons to which both the United States and India be-
22 come parties.

23 (3) Secure India’s—

24 (A) full participation in the Proliferation
25 Security Initiative;

1 (B) formal commitment to the Statement
2 of Interdiction Principles;

3 (C) public announcement of its decision to
4 conform its export control laws, regulations,
5 and policies with the Australia Group and with
6 the Guidelines, Procedures, Criteria, and Con-
7 trol Lists of the Wassenaar Arrangement;

8 (D) demonstration of satisfactory progress
9 toward implementing the decision described in
10 subparagraph (C); and

11 (E) ratification of or accession to the Con-
12 vention on Supplementary Compensation for
13 Nuclear Damage, done at Vienna on September
14 12, 1997.

15 (4) Secure India's full and active participation
16 in United States efforts to dissuade, isolate, and, if
17 necessary, sanction and contain Iran for its efforts
18 to acquire weapons of mass destruction, including a
19 nuclear weapons capability (including the capability
20 to enrich or process nuclear materials), and the
21 means to deliver weapons of mass destruction.

22 (5) Seek to halt the increase of nuclear weapon
23 arsenals in South Asia, and to promote their reduc-
24 tion and eventual elimination.

1 (6) To ensure that spent fuel generated in In-
2 dia's civilian nuclear power reactors is not trans-
3 ferred to the United States except pursuant to the
4 Congressional review procedures required under sec-
5 tion 131 f. of the Atomic Energy Act of 1954 (42
6 U.S.C. 2160 f.).

7 (7) Pending implementation of a multilateral
8 moratorium, encourage India not to increase its pro-
9 duction of fissile material at unsafeguarded nuclear
10 facilities.

11 **SEC. 4. WAIVER AUTHORITY AND CONGRESSIONAL AP-**
12 **PROVAL.**

13 (a) IN GENERAL.—Notwithstanding any other provi-
14 sion of law, if the President makes the determination de-
15 scribed in subsection (b), the President may—

16 (1) exempt a proposed agreement for nuclear
17 cooperation with India (arranged pursuant to section
18 123 of the Atomic Energy Act of 1954 (42 U.S.C.
19 2153)) from the requirement in section 123 a.(2) of
20 such Act, and such agreement for cooperation may
21 only enter into force in accordance with subsection
22 (f);

23 (2) waive the application of section 128 of the
24 Atomic Energy Act of 1954 (42 U.S.C. 2157) with
25 respect to India, provided that such waiver shall

1 cease to be effective if the President determines that
2 India has engaged in any activity described section
3 129 of such Act (42 U.S.C. 2158), other than sec-
4 tion 129 a.(1)(D) or section 129 a.(2)(C) of such
5 Act, at any time after the date of the enactment of
6 this Act; and

7 (3) with respect to India—

8 (A) waive the restrictions of section 129
9 a.(1)(A) of the Atomic Energy Act of 1954 (42
10 U.S.C. 2158 a.(1)(A)) for any activity that oc-
11 curred on or before July 18, 2005; and

12 (B) section 129 a.(1)(D) of such Act.

13 (b) DETERMINATION BY THE PRESIDENT.—The de-
14 termination referred to in subsection (a) is a determina-
15 tion by the President that the following actions have oc-
16 curred:

17 (1) India has provided the United States and
18 the International Atomic Energy Agency with a
19 credible plan to separate civil and military nuclear
20 facilities, materials, and programs, and has filed a
21 declaration regarding its civil facilities with the
22 IAEA.

23 (2) India and the IAEA have concluded an
24 agreement requiring the application of IAEA safe-
25 guards in perpetuity in accordance with IAEA

1 standards, principles, and practices (including IAEA
2 Board of Governors Document GOV/1621 (1973))
3 to India's civil nuclear facilities, materials, and pro-
4 grams as declared in the plan described in para-
5 graph (1), including materials used in or produced
6 through the use of India's civil nuclear facilities.

7 (3) India and the IAEA are making substantial
8 progress toward concluding an Additional Protocol
9 consistent with IAEA principles, practices, and poli-
10 cies that would apply to India's civil nuclear pro-
11 gram.

12 (4) India is working actively with the United
13 States for the early conclusion of a multilateral
14 Fissile Material Cutoff Treaty.

15 (5) India is working with and supporting
16 United States and international efforts to prevent
17 the spread of enrichment and reprocessing tech-
18 nology.

19 (6) India is taking the necessary steps to secure
20 nuclear and other sensitive materials and technology,
21 including through—

22 (A) the enactment and enforcement of
23 comprehensive export control legislation and
24 regulations;

1 (B) harmonization of its export control
2 laws, regulations, policies, and practices with
3 the policies and practices of the Missile Tech-
4 nology Control Regime and the Nuclear Sup-
5 pliers Group; and

6 (C) adherence to the MTCR and the NSG
7 in accordance with the procedures of those re-
8 gimes for unilateral adherence.

9 (7) The NSG has decided by consensus to per-
10 mit supply to India of nuclear items covered by the
11 guidelines of the NSG.

12 (c) SUBMISSION TO CONGRESS.—

13 (1) IN GENERAL.—The President shall submit
14 to the Committee on International Relations of the
15 House of Representatives and the Committee on
16 Foreign Relations of the Senate information con-
17 cerning any determination made pursuant to sub-
18 section (b), together with a report detailing the basis
19 for the determination.

20 (2) INFORMATION TO BE INCLUDED.—To the
21 fullest extent available to the United States, the in-
22 formation referred to in paragraph (1) shall include
23 the following:

24 (A) A summary of the plan provided by
25 India to the United States and the IAEA to

1 separate India's civil and military nuclear facili-
2 ties, materials, and programs, and the declara-
3 tion made by India to the IAEA identifying In-
4 dia's civil facilities to be placed under IAEA
5 safeguards, including an analysis of the credi-
6 bility of such plan and declaration, together
7 with copies of the plan and declaration.

8 (B) A summary of the agreement that has
9 been entered into between India and the IAEA
10 requiring the application of safeguards in ac-
11 cordance with IAEA practices to India's civil
12 nuclear facilities as declared in the plan de-
13 scribed in subparagraph (A), together with a
14 copy of the agreement, and a description of the
15 progress toward its full implementation.

16 (C) A summary of the progress made to-
17 ward conclusion and implementation of an Ad-
18 ditional Protocol between India and the IAEA,
19 including a description of the scope of such Ad-
20 ditional Protocol.

21 (D) A description of the steps that India
22 is taking to work with the United States for the
23 conclusion of a multilateral treaty banning the
24 production of fissile material for nuclear weap-
25 ons, including a description of the steps that

1 the United States has taken and will take to
2 encourage India to identify and declare a date
3 by which India would be willing to stop produc-
4 tion of fissile material for nuclear weapons uni-
5 laterally or pursuant to a multilateral morato-
6 rium or treaty.

7 (E) A description of the steps India is tak-
8 ing to prevent the spread of nuclear-related
9 technology, including enrichment and reprocess-
10 ing technology or materials that can be used to
11 acquire a nuclear weapons technology, as well
12 as the support that India is providing to the
13 United States to further United States objec-
14 tives to restrict the spread of such technology.

15 (F) A description of the steps that India is
16 taking to secure materials and technology appli-
17 cable for the development, acquisition, or manu-
18 facture of weapons of mass destruction and the
19 means to deliver such weapons through the ap-
20 plication of comprehensive export control legis-
21 lation and regulations, and through harmoni-
22 zation and adherence to Missile Technology
23 Control Regime, the Nuclear Suppliers Group,
24 the Australia Group, Wassenaar guidelines,
25 and United Nations Security Council Resolution

1 1540, and participation in the Proliferation Se-
2 curity Initiative.

3 (G) A description of the decision taken
4 within the Nuclear Suppliers Group relating to
5 nuclear cooperation with India, including
6 whether nuclear cooperation by the United
7 States under an agreement for cooperation ar-
8 ranged pursuant to section 123 of the Atomic
9 Energy Act of 1954 (42 U.S.C. 2153) is con-
10 sistent with the decision, practices, and policies
11 of the NSG.

12 (H) A description of the scope of peaceful
13 cooperation envisioned by the United States
14 and India that will be implemented under the
15 Agreement for Nuclear Cooperation, including
16 whether such cooperation will include the provi-
17 sion of enrichment and reprocessing technology.

18 (I) A description of the steps taken to en-
19 sure that proposed United States civil nuclear
20 assistance to India will not directly, or in any
21 other way, assist India's nuclear weapons pro-
22 gram, including—

23 (i) the use of any United States
24 equipment, technology, or nuclear material

1 by India in an unsafeguarded nuclear facil-
2 ity or nuclear-weapons related complex;

3 (ii) the replication and subsequent use
4 of any United States technology in an
5 unsafeguarded nuclear facility or
6 unsafeguarded nuclear weapons-related
7 complex, or for any activity related to the
8 research, development, testing, or manu-
9 facture of nuclear explosive devices; and

10 (iii) the provision of nuclear fuel in
11 such a manner as to facilitate the in-
12 creased production of highly-enriched ura-
13 nium or plutonium in unsafeguarded nu-
14 clear facilities.

15 (d) RESTRICTIONS ON NUCLEAR TRANSFERS TO
16 INDIA.—

17 (1) IN GENERAL.—Pursuant to the obligations
18 of the United States under Article I of the NPT,
19 nothing in this Act, or any agreement pursuant to
20 this Act, shall be interpreted as permitting any civil
21 nuclear cooperation between the United States and
22 India that would in any way assist, encourage, or in-
23 duce India to manufacture or otherwise acquire nu-
24 clear weapons or nuclear explosive devices.

1 (2) NSG TRANSFER GUIDELINES.—Notwith-
2 standing the entry into force of an agreement for
3 nuclear cooperation with India pursuant to section
4 123 of the Atomic Energy Act of 1954 (42 U.S.C.
5 2153) and approved pursuant to this Act, no item
6 subject to such agreement or subject to the transfer
7 guidelines of the NSG may be transferred to India
8 if such transfer would violate or be inconsistent with
9 the transfer guidelines of the NSG as in effect on
10 the date of the transfer.

11 (3) TERMINATION OF NUCLEAR TRANSFERS TO
12 INDIA.—Notwithstanding the entry into force of an
13 agreement for nuclear cooperation with India pursu-
14 ant to section 123 of the Atomic Energy Act of
15 1954 (42 U.S.C. 2153) and approved pursuant to
16 this Act, exports of nuclear and nuclear-related ma-
17 terial, equipment, or technology to India shall be ter-
18 minated if India makes any materially significant
19 transfer of—

20 (A) nuclear or nuclear-related material,
21 equipment, or technology that does not conform
22 to NSG guidelines, or

23 (B) ballistic missiles or missile-related
24 equipment or technology that does not conform
25 to MTCR guidelines,

1 unless the President determines that cessation of
2 such exports would be seriously prejudicial to the
3 achievement of United States nonproliferation objec-
4 tives or otherwise jeopardize the common defense
5 and security.

6 (4) PROHIBITION ON NUCLEAR TRANSFERS TO
7 INDIA.—If nuclear transfers to India are restricted
8 pursuant to this Act, the Atomic Energy Act of
9 1954, or the Arms Export Control Act, the Presi-
10 dent should seek to prevent the transfer to India of
11 nuclear equipment, materials, or technology from
12 other participating governments in the NSG or from
13 any other source.

14 (e) APPROVAL OF AGREEMENT FOR NUCLEAR CO-
15 OPERATION REQUIRED.—

16 (1) IN GENERAL.—An agreement for nuclear
17 cooperation between the United States and India
18 submitted pursuant to this section may become ef-
19 fective only if—

20 (A) the President submits to Congress the
21 agreement concluded between the United States
22 and India, including a copy of the safeguards
23 agreement entered into between the IAEA and
24 India relating to India's declared civilian nu-
25 clear facilities, in accordance with the require-

1 ments and procedures of section 123 of the
2 Atomic Energy Act of 1954 (other than section
3 123 a.(2) of such Act) that are otherwise not
4 inconsistent with the provisions of this Act; and

5 (B) after the submission under subpara-
6 graph (A), the agreement is approved by a joint
7 resolution that is enacted into law.

8 (2) CONSULTATION.—Beginning one month
9 after the date of the enactment of this Act and every
10 month thereafter until the President submits to Con-
11 gress the agreement referred to in paragraph (1),
12 the President should consult with the Committee on
13 International Relations of the House of Representa-
14 tives and the Committee on Foreign Relations of the
15 Senate regarding the status of the negotiations be-
16 tween the United States and India with respect to
17 civilian nuclear cooperation and between the IAEA
18 and India with respect to the safeguards agreement
19 described in subsection (b)(2).

20 (f) JOINT RESOLUTION OF APPROVAL.—For pur-
21 poses of this section, a joint resolution referred to in sub-
22 section (e)(1)(B) is a joint resolution of the two Houses
23 of Congress—

24 (1) the matter after the resolving clause of
25 which is as follows: “That the Congress hereby ap-

1 proves the Agreement for Nuclear Cooperation Be-
2 tween the United States of America and the Repub-
3 lic of India submitted by the President on
4 _____.”, with the blank space
5 being filled with the appropriate date;

6 (2) which does not have a preamble; and

7 (3) the title of which is as follows: “Joint Reso-
8 lution Approving an Agreement for Nuclear Co-
9 operation Between the United States and India”.

10 (g) CONSIDERATION OF JOINT RESOLUTION OF AP-
11 PROVAL.—The provisions of paragraphs (2) through (6)
12 of section 130 i. of the Atomic Energy Act of 1954 (42
13 U.S.C. 2159 i.) shall apply to a joint resolution under sub-
14 section (f) of this section to the same extent as such provi-
15 sions apply to a joint resolution under section 130 i. of
16 such Act. No amendment to, or motion to recommit, a
17 joint resolution under subsection (f) of this section is in
18 order.

19 (h) SECTION 123 OF ATOMIC ENERGY ACT OF 1954
20 NOT AFFECTED.—Notwithstanding subsection (e)(1), this
21 section does not preclude the approval, under section 123
22 of the Atomic Energy Act of 1954 (42 U.S.C. 2153), of
23 an agreement for cooperation in which India is the cooper-
24 ating party.

1 (i) SUNSET.—The procedures under this section shall
2 cease to be effective upon the enactment of a joint resolu-
3 tion under this section.

4 (j) REPORTS.—

5 (1) POLICY OBJECTIVES.—The President shall,
6 not later than January 31, 2007, and not later than
7 January 31 of each year thereafter, submit to the
8 Committee on International Relations of the House
9 of Representatives and the Committee on Foreign
10 Relations of the Senate a report on—

11 (A) the extent to which each policy objec-
12 tive in section 3(b) has been achieved;

13 (B) the steps taken by the United States
14 and India in the preceding calendar year to ac-
15 complish those objectives;

16 (C) the extent of cooperation by other
17 countries in achieving those objectives; and

18 (D) the steps the United States will take
19 in the current calendar year to accomplish those
20 objectives.

21 (2) NUCLEAR EXPORTS TO INDIA.—

22 (A) IN GENERAL.—Not later than one year
23 after the date on which an agreement for nu-
24 clear cooperation between the United States
25 and India is approved by Congress under sec-

1 tion 4(f) and every year thereafter, the Presi-
2 dent shall submit to the Committee on Inter-
3 national Relations of the House of Representa-
4 tives and the Committee on Foreign Relations
5 of the Senate a report describing United States
6 exports to India for the preceding year pursu-
7 ant to such agreement and the anticipated ex-
8 ports to India for the next year pursuant to
9 such agreement.

10 (B) NUCLEAR FUEL.—The report de-
11 scribed in subparagraph (A) shall also include
12 (in a classified form if necessary)—

13 (i) an estimate for the previous year
14 of the amount of uranium mined in India;

15 (ii) the amount of such uranium that
16 has likely been used or allocated for the
17 production of nuclear explosive devices;

18 (iii) the rate of production of—

19 (I) fissile material for nuclear ex-
20 plosive devices; and

21 (II) nuclear explosive devices;
22 and

23 (iv) an analysis as to whether im-
24 ported uranium has affected such rate of
25 production of nuclear explosive devices.

1 (C) UNSAFEGUARDED NUCLEAR FACILI-
2 TIES.—The report described in subparagraph
3 (A) shall also include (in a classified form if
4 necessary) a description of whether United
5 States civil nuclear assistance to India is di-
6 rectly, or in any other way, assisting India’s nu-
7 clear weapons program, including—

8 (i) the use of any United States
9 equipment, technology, or nuclear material
10 by India in an unsafeguarded nuclear facil-
11 ity or nuclear-weapons related complex;

12 (ii) the replication and subsequent use
13 of any United States technology in an
14 unsafeguarded nuclear facility or
15 unsafeguarded nuclear weapons-related
16 complex, or for any activity related to the
17 research, development, testing, or manu-
18 facture of nuclear explosive devices; and

19 (iii) the provision of nuclear fuel in
20 such a manner as to facilitate the in-
21 creased production of highly-enriched ura-
22 nium or plutonium in unsafeguarded nu-
23 clear facilities.

24 (3) NEW NUCLEAR REACTORS OR FACILITIES.—

25 Not later than one year after the date of the enact-

1 ment of this Act and annually thereafter, the Presi-
2 dent shall submit to the Committee on International
3 Relations of the House of Representatives and the
4 Committee on Foreign Relations of the Senate a re-
5 port describing any new nuclear reactors or nuclear
6 facilities that the Government of India has des-
7 ignated as civilian and placed under inspections or
8 has designated as military.

9 (4) DISPOSAL OF SPENT NUCLEAR FUEL.—Not
10 later than one year after the date on which an
11 agreement for nuclear cooperation between the
12 United States and India is approved by Congress
13 under section 4(f) and every year thereafter, the
14 President shall submit to the Committee on Inter-
15 national Relations of the House of Representatives
16 and the Committee on Foreign Relations of the Sen-
17 ate a report describing the disposal of spent nuclear
18 fuel from India's civilian nuclear program.

19 (5) GROWTH IN INDIA'S MILITARY FISSIONABLE MA-
20 TERIAL PRODUCTION.—

21 (A) IN GENERAL.—Not later than one year
22 after the date on which an agreement for nu-
23 clear cooperation between the United States
24 and India is approved by Congress under sec-
25 tion 4(f) and every year thereafter, the Presi-

1 dent shall submit to the Committee on Inter-
2 national Relations of the House of Representa-
3 tives and the Committee on Foreign Relations
4 of the Senate a report that—

5 (i) measures the effectiveness of the
6 civil nuclear cooperation agreement in
7 achieving the goals and objectives de-
8 scribed in section 2; and

9 (ii) assesses the relative level of In-
10 dia's nuclear fissile material production
11 compared to the previous year.

12 (B) CONTENTS.—The report described in
13 subparagraph (A) shall also include information
14 relating to—

15 (i) the amount of natural uranium
16 India has mined and milled during the pre-
17 vious year;

18 (ii) the amount of electricity In-
19 dia's civilian reactors have produced during
20 the previous year;

21 (iii) the amount of domestic natural
22 uranium India has used in its declared ci-
23 vilian reactors to produce electricity during
24 the previous year;

1 (iv) the amount of fissile material
2 India has produced for military purposes
3 during the previous year;

4 (v) the amount of domestic natural
5 uranium and domestic enrichment capacity
6 India has used to produce such fissile ma-
7 terial;

8 (vi) the amount of domestic ura-
9 nium India has otherwise stockpiled for
10 possible civil or military use;

11 (vii) an identification of any changes
12 with regard to these quantities from the
13 previous year; and

14 (viii) any additional qualitative factors
15 determined to be relevant with respect to
16 subparagraph (A), as appropriate, such as
17 the location of production facilities.

18 (C) PREPARATION; FORM OF REPORT.—

19 The report should rely on public information to
20 the extent possible. The report shall include a
21 classified annex if necessary.

22 (k) DEFINITIONS.—In this Act:

23 (1) IAEA.—The term “IAEA” means the
24 International Atomic Energy Agency.

1 (2) MTCR.—The term “MTCR” means the
2 Missile Technology Control Regime.

3 (3) NPT.—The term “NPT” means the Treaty
4 on the Non-Proliferation of Nuclear Weapons.

5 (4) NPT MEMBER.—The term “NPT member”
6 means a country that is a party to the NPT.

7 (5) NSG.—The term “NSG” means the Nu-
8 clear Suppliers Group.

Passed the House of Representatives July 26, 2006.

Attest:

Clerk.