

“(2) The Deputy Administrator for Defense Programs shall designate a single manager to be responsible for overseeing the operations of the Operations of Facilities subprogram within the Readiness in Technical Base and Facilities program.

“(3) For fiscal year 2005, and for each fiscal year thereafter, the Secretary of Energy shall submit to the congressional defense committees [Committees on Armed Services and Appropriations of Senate and House of Representatives], together with the budget justification materials submitted to Congress in support of the National Nuclear Security Administration budget for that fiscal year (as submitted with the budget of the President under section 1105(a) of title 31, United States Code), a separate statement of the amounts requested for such fiscal year for each element of the Operations of Facilities subprogram, as follows:

- “(A) Maintenance.
- “(B) Facilities management and support.
- “(C) Utilities.
- “(D) Environment, safety, and health.
- “(E) Each other element of the subprogram.”

[Pub. L. 108-375, div. C, title XXXI, §3113(b), Oct. 28, 2004, 118 Stat. 2161, provided that: “The amendments made by subsection (a) [amending section 3114 of Pub. L. 108-136, set out above] may not be construed to authorize any delay in either of the following:

[“(1) The selection of projects for inclusion in the Facilities and Infrastructure Recapitalization Program under subsection (a) of section 3114 of the National Defense Authorization Act for Fiscal Year 2004 [Pub. L. 108-136, set out above].

[“(2) The submittal of the report required by subsection (c) of such section.”]

§ 2454. Semiannual financial reports on defense nuclear nonproliferation programs

(a) Semiannual reports required

The Administrator shall submit to the Committees on Armed Services of the Senate and the House of Representatives a semiannual report on the amounts available for the defense nuclear nonproliferation programs of the Administration. Each such report shall cover a half of a fiscal year (in this section referred to as a “fiscal half”) and shall be submitted not later than 30 days after the end of that fiscal half.

(b) Contents

Each report for a fiscal half shall, for each such defense nuclear nonproliferation program for which amounts are available for the fiscal year that includes that fiscal half, set forth the following:

(1) The aggregate amount available for such program as of the beginning of such fiscal half and, within such amount, the uncommitted balances, the unobligated balances, and the unexpended balances.

(2) The aggregate amount newly made available for such program during such fiscal half and, within such amount, the amount made available by appropriations, by transfers, by reprogrammings, and by other means.

(3) The aggregate amount available for such program as of the end of such fiscal half and, within such amount, the uncommitted balances, the unobligated balances, and the unexpended balances.

(Pub. L. 106-65, div. C, title XXXII, §3254, as added Pub. L. 108-136, div. C, title XXXI, §3121(a), Nov. 24, 2003, 117 Stat. 1746.)

FIRST REPORT

Pub. L. 108-136, div. C, title XXXI, §3121(b), Nov. 24, 2003, 117 Stat. 1747, provided that: “The first report re-

quired to be submitted by section 3254 of the National Nuclear Security Administration Act (as added by subsection (a) [this section]) shall be the report covering the first half of fiscal year 2004.”

§ 2455. Comptroller General assessment of adequacy of budget requests with respect to the modernization and refurbishment of the nuclear weapons stockpile

(a) GAO study and reports

(1) For the nuclear security budget materials submitted in each fiscal year by the Administrator, the Comptroller General of the United States shall conduct a study on whether both the budget for the fiscal year following the fiscal year in which such budget materials are submitted and the future-years nuclear security program submitted to Congress in relation to such budget under section 2453 of this title provide for funding of the nuclear security enterprise at a level that is sufficient for the modernization and refurbishment of the nuclear security enterprise.

(2) Not later than 90 days after the date on which the Administrator submits the nuclear security budget materials in an even-numbered year, and not later than 150 days after the date on which the Administrator submits such materials in an odd-numbered year, the Comptroller General shall submit to the congressional defense committees a report on the study under paragraph (1), including—

- (A) the findings of such study; and
- (B) whether the nuclear security budget materials support the requirements for infrastructure recapitalization of the facilities of the nuclear security enterprise.

(b) Temporary suspension

The requirements of subsection (a) shall not apply with respect to the nuclear security budget materials submitted for fiscal year 2018 or 2019.

(c) Definitions

In this section:

(1) The term “budget” means the budget for a fiscal year that is submitted to Congress by the President under section 1105(a) of title 31.

(2) The term “nuclear security budget materials” means the materials submitted to Congress by the Administrator in support of the budget for a fiscal year.

(Pub. L. 106-65, div. C, title XXXII, §3255, as added Pub. L. 111-84, div. C, title XXXI, §3116(a), Oct. 28, 2009, 123 Stat. 2707; amended Pub. L. 111-383, div. C, title XXXI, §3113(a), Jan. 7, 2011, 124 Stat. 4509; Pub. L. 112-239, div. C, title XXXI, §3132(a)(2), Jan. 2, 2013, 126 Stat. 2185; Pub. L. 114-92, div. A, title X, §1062(a), Nov. 25, 2015, 129 Stat. 988; Pub. L. 114-328, div. C, title XXXI, §3137(c), Dec. 23, 2016, 130 Stat. 2771.)

AMENDMENTS

2016—Subsecs. (b), (c). Pub. L. 114-328 added subsec. (b) and redesignated former subsec. (b) as (c).

2015—Subsec. (a)(2). Pub. L. 114-92 inserted “in an even-numbered year, and not later than 150 days after the date on which the Administrator submits such materials in an odd-numbered year” before “, the Comptroller General” in introductory provisions.

2013—Subsec. (a). Pub. L. 112-239, §3132(a)(2)(A), substituted “nuclear security enterprise” for “nuclear security complex” wherever appearing.