

(3) Person

The term “person” means any United States or foreign individual, partnership, corporation, or other form of association, or any of its successor entities, parents, or subsidiaries.

(4) Weaponize; weaponization

The term “weaponize” or “weaponization” means to incorporate into, or the incorporation into, usable ordnance or other militarily useful means of delivery.

(Pub. L. 107–228, div. B, title XIII, § 1308, Sept. 30, 2002, 116 Stat. 1439.)

REFERENCES IN TEXT

The Iran-Iraq Arms Non-Proliferation Act of 1992, referred to in subsec. (c)(10), is title XVI of div. A of Pub. L. 102–484, Oct. 23, 1992, 106 Stat. 2571, as amended, which is set out as a note under section 1701 of this title.

CODIFICATION

Section is comprised of section 1308 of Pub. L. 107–228. Subsec. (g) of section 1308 of Pub. L. 107–228 repealed section 5606 of Title 22, Foreign Relations and Intercourse, amended provisions set out as notes under section 1701 of this title and section 2656 of Title 22, and repealed provisions set out as a note under section 2751 of Title 22.

Section was enacted as part of the Security Assistance Act of 2002, and also as part of the Foreign Relations Authorization Act, Fiscal Year 2003, and not as part of the Defense Against Weapons of Mass Destruction Act of 1996 which comprises this chapter.

CHANGE OF NAME

Committee on International Relations of House of Representatives changed to Committee on Foreign Affairs of House of Representatives by House Resolution No. 6, One Hundred Tenth Congress, Jan. 5, 2007.

DELEGATION OF FUNCTIONS

For delegation of congressional reporting functions of President under subsec. (a) of this section, see section 1 of Ex. Ord. No. 13313, July 31, 2003, 68 F.R. 46073, set out as a note under section 301 of Title 3, The President.

DEFINITIONS

For definition of “Secretary” as used in this section, see section 3 of Pub. L. 107–228, set out as a note under section 2651 of Title 22, Foreign Relations and Intercourse.

§ 2369. Repealed. Pub. L. 111–84, div. A, title X, § 1055(f), Oct. 28, 2009, 123 Stat. 2462, as amended by Pub. L. 111–383, div. A, title X, § 1075(d)(13), Jan. 7, 2011, 124 Stat. 4373

Section, Pub. L. 104–293, title VII, § 722, as added Pub. L. 107–314, div. A, title XII, § 1209(a), Dec. 2, 2002, 116 Stat. 2668, related to semiannual report on contributions of foreign persons to weapons of mass destruction and delivery systems efforts of countries of proliferation concern.

§ 2370. Notification of Committees on Armed Services with respect to certain nonproliferation and proliferation activities

(a) Notification with respect to nonproliferation activities

The Secretary of Defense, the Secretary of Energy, the Secretary of Commerce, the Secretary of State, and the Nuclear Regulatory Commis-

sion shall keep the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives informed with respect to—

(1) any activities undertaken by any such Secretary or the Commission to carry out the purposes and policies of the Secretaries and the Commission with respect to nonproliferation programs; and

(2) any other activities undertaken by any such Secretary or the Commission to prevent the proliferation of nuclear, chemical, or biological weapons or the means of delivery of such weapons.

(b) Notification with respect to proliferation activities in foreign nations

(1) In general

The Director of National Intelligence shall keep the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives fully and currently informed with respect to any activities of foreign nations that are significant with respect to the proliferation of nuclear, chemical, or biological weapons or the means of delivery of such weapons.

(2) Fully and currently informed defined

For purposes of paragraph (1), the term “fully and currently informed” means the transmittal of credible information with respect to an activity described in such paragraph not later than 60 days after becoming aware of the activity.

(Pub. L. 110–417, [div. A], title X, § 1062, Oct. 14, 2008, 122 Stat. 4614.)

CODIFICATION

Section was enacted as part of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009, and not as part of the Defense Against Weapons of Mass Destruction Act of 1996 which comprises this chapter.

§ 2371. Repealed. Pub. L. 114–113, div. M, title VII, § 701(d), Dec. 18, 2015, 129 Stat. 2930

Section, Pub. L. 111–84, div. A, title X, § 1055, Oct. 28, 2009, 123 Stat. 2461; Pub. L. 111–383, div. A, title X, § 1075(d)(13), Jan. 7, 2011, 124 Stat. 4373; Pub. L. 112–81, div. A, title X, § 1071, Dec. 31, 2011, 125 Stat. 1592, related to report on nuclear aspirations of non-state entities, nuclear weapons and related programs in non-nuclear-weapons states and countries not parties to the Nuclear Non-Proliferation Treaty, and certain foreign persons.

CHAPTER 41—NATIONAL NUCLEAR SECURITY ADMINISTRATION

SUBCHAPTER I—ESTABLISHMENT AND ORGANIZATION

Sec. 2401.	Establishment and mission.
2402.	Administrator for Nuclear Security.
2403.	Principal Deputy Administrator for Nuclear Security.
2404.	Deputy Administrator for Defense Programs.
2405.	Deputy Administrator for Defense Nuclear Nonproliferation.
2406.	Deputy Administrator for Naval Reactors.
2407.	General Counsel.
2408.	Staff of Administration.
2409.	Scope of authority of Secretary of Energy to modify organization of Administration.

- Sec.
2410. Status of Administration and contractor personnel within Department of Energy.
2411. Director for Cost Estimating and Program Evaluation.

SUBCHAPTER II—MATTERS RELATING TO SECURITY

2421. Protection of national security information.
2422. Office of Defense Nuclear Security.
2423. Counterintelligence programs.
2424. Procedures relating to access by individuals to classified areas and information of Administration.
2425. Government access to information on Administration computers.
2426. Congressional oversight of special access programs.

SUBCHAPTER III—MATTERS RELATING TO PERSONNEL

2441. Authority to establish certain contracting, program management, scientific, engineering, and technical positions.
2441a. Authorized personnel levels of the Office of the Administrator.
2442. Repealed.
2443. Notification of employee practices affecting national security.
2444. Nonproliferation and national security scholarship and fellowship program.
2445. Limitation on bonuses for employees who engage in improper program management.
2446. Treatment of contractors who engage in improper program management.

SUBCHAPTER IV—BUDGET AND FINANCIAL MANAGEMENT

2451. Separate treatment in budget.
2452. Planning, programming, and budgeting process.
2453. Future-years nuclear security program.
2454. Semiannual financial reports on defense nuclear nonproliferation programs.
2455. Comptroller General assessment of adequacy of budget requests with respect to the modernization and refurbishment of the nuclear weapons stockpile.
2455a. National Nuclear Security Administration authority for urgent nonproliferation activities.

SUBCHAPTER V—MISCELLANEOUS PROVISIONS

2461. Environmental protection, safety, and health requirements.
2462. Compliance with Federal Acquisition Regulation.
2463. Sharing of technology with Department of Defense.
2464. Use of capabilities of national security laboratories by entities outside the Administration.
2465. Enhancing private-sector employment through cooperative research and development activities.

SUBCHAPTER VI—DEFINITIONS

2471. Definitions.

SUBCHAPTER VII—TRANSITION PROVISIONS

2481. Functions transferred.
2482, 2483. Repealed.
2484. Applicability of preexisting laws and regulations.

SUBCHAPTER I—ESTABLISHMENT AND ORGANIZATION

§ 2401. Establishment and mission

(a) Establishment

There is established within the Department of Energy a separately organized agency to be

known as the National Nuclear Security Administration (in this chapter referred to as the “Administration”).

(b) Mission

The mission of the Administration shall be the following:

(1) To enhance United States national security through the military application of nuclear energy.

(2) To maintain and enhance the safety, reliability, and performance of the United States nuclear weapons stockpile, including the ability to design, produce, and test, in order to meet national security requirements.

(3) To provide the United States Navy with safe, militarily effective nuclear propulsion plants and to ensure the safe and reliable operation of those plants.

(4) To promote international nuclear safety and nonproliferation.

(5) To reduce global danger from weapons of mass destruction.

(6) To support United States leadership in science and technology.

(c) Operations and activities to be carried out consistently with certain principles

In carrying out the mission of the Administration, the Administrator shall ensure that all operations and activities of the Administration are consistent with the principles of—

(1) protecting the environment;

(2) safeguarding the safety and health of the public and of the workforce of the Administration; and

(3) ensuring the security of the nuclear weapons, nuclear material, and classified information in the custody of the Administration.

(Pub. L. 106-65, div. C, title XXXII, § 3211, Oct. 5, 1999, 113 Stat. 957; Pub. L. 113-66, div. C, title XXXI, § 3111, Dec. 26, 2013, 127 Stat. 1049.)

REFERENCES IN TEXT

This chapter, referred to in subsec. (a), was in the original “this title”, meaning title XXXII of div. C of Pub. L. 106-65, Oct. 5, 1999, 113 Stat. 953, as amended, which is classified principally to this chapter. For complete classification of title XXXII to the Code, see Short Title note set out below and Tables.

AMENDMENTS

2013—Subsec. (c). Pub. L. 113-66 amended subsec. (c) generally. Prior to amendment, text read as follows: “In carrying out the mission of the Administration, the Administrator shall ensure that all operations and activities of the Administration are consistent with the principles of protecting the environment and safeguarding the safety and health of the public and of the workforce of the Administration.”

EFFECTIVE DATE

Pub. L. 106-65, div. C, title XXXII, § 3299, Oct. 5, 1999, 113 Stat. 971, provided that:

“(a) IN GENERAL.—Except as provided in subsection (b), the provisions of this title [see Short Title note below] shall take effect on March 1, 2000.

“(b) EXCEPTIONS.—(1) Sections 3202, 3204, 3251, 3295, and 3297 [enacting section 2451 and former section 2483 of this title and sections 7144a to 7144c of Title 42, The Public Health and Welfare, amending section 7132 of Title 42, and enacting provisions set out as a note below] shall take effect on the date of the enactment of this Act [Oct. 5, 1999].