

Log 014 v1
Log 14
Faviston

AMENDMENT TO H.R. 5515
OFFERED BY MR. DESJARLAIS OF TENNESSEE

At the end of subtitle D of title XII, add the following new section:

1 **SEC. 12 . LIMITATION ON AVAILABILITY OF FUNDS TO EX-**
2 **TEND THE IMPLEMENTATION OF THE NEW**
3 **START TREATY.**

4 (a) FINDINGS.—Congress finds the following:

5 (1) The New START Treaty provides that,
6 “[w]hen a Party believes that a new kind of stra-
7 tegic offensive arm is emerging, that Party shall
8 have the right to raise the question of such a stra-
9 tegic offensive arm for consideration in the Bilateral
10 Consultative Commission”.

11 (2) Russian Federation President Vladimir
12 Putin stated in a March 1, 2018, public speech
13 that—

14 (A) “I will speak about the newest systems
15 of Russian strategic weapons that we are cre-
16 ating. . .we have embarked on the development
17 of the next generation of missiles.”;

1 (B) “We started to develop new types of
2 strategic arms that do not use ballistic trajec-
3 tories at all when moving toward a target.”;

4 (C) “One of them is a small-scale heavy-
5 duty nuclear energy unit that can be installed
6 in a missile like our latest X-101 air-launched
7 missile. . .In late 2017, Russia successfully
8 launched its latest nuclear-powered missile at
9 the central training ground. During its flight,
10 the nuclear-powered engine reached its design
11 capacity and provided the necessary propul-
12 sion.”;

13 (D) “[i]n December 2017, an innovative
14 nuclear power unit for this unmanned under-
15 water vehicle completed a test cycle that lasted
16 many years. . .[t]he tests that were conducted
17 enabled us to begin developing a new type of
18 strategic weapon that would carry massive nu-
19 clear ordnance”;

20 (E) “[b]y the way, we have yet to choose
21 names for these two new strategic weapons, the
22 global range cruise missile and the unmanned
23 underwater vehicle. We are waiting for sugges-
24 tions from the Defence Ministry”;

1 (F) “A real technological breakthrough is
2 the development of a strategic missile system
3 with fundamentally new combat equipment- a
4 gliding wing unit, which has also been success-
5 fully tested. . .[w]e called it the Avangard”;
6 and

7 (G) “I want to specifically emphasise that
8 the newly developed strategic arms - in fact,
9 new types of strategic weapons- are not the re-
10 sult of something left over from the Soviet
11 Union. Of course, we relied on some ideas from
12 our ingenious predecessors. But everything I
13 have described today is the result of the last
14 several years, the product of dozens of research
15 organisations, design bureaus and institute.”.

16 (3) During the House Armed Services Com-
17 mittee hearing on April 12, 2018, Secretary of De-
18 fense James Mattis was asked whether Russia
19 should honor the terms of the treaty and limit its
20 new strategic offensive arms under the New START
21 Treaty as it requires and he stated “Sir, I believe
22 they should.”.

23 (b) LIMITATION.—None of the funds authorized to
24 be appropriated or otherwise made available for fiscal year
25 2019 for the Department of Defense may be obligated or

1 expended to extend the implementation of the New
2 START Treaty unless and until the President—

3 (1) certifies to the appropriate congressional
4 committees that—

5 (A) the President has raised the issue of
6 covered Russian systems in the appropriate fora
7 with the Russian Federation under Article V of
8 the New START Treaty or otherwise; and

9 (B) the Russian Federation has responded
10 in writing to the United States as to whether
11 they will agree to declare the covered Russian
12 systems as strategic offensive arms or otherwise
13 pursuant to the New START Treaty;

14 (2) submits a copy of the written response of
15 the Russian Federation described in paragraph
16 (1)(B) to the appropriate congressional committees;
17 and

18 (3) notifies the appropriate congressional com-
19 mittees as to whether the position of the Russian
20 Federation threatens the viability of the New
21 START Treaty or requires appropriate United
22 States political, economic, or military responses.

23 (c) DEFINITIONS.—In this section:

1 (1) APPROPRIATE CONGRESSIONAL COMMIT-
2 TEES.—The term “appropriate congressional com-
3 mittees” means—

4 (A) the congressional defense committees;
5 and

6 (B) the Committee on Foreign Relations of
7 the Senate and the Committee on Foreign Af-
8 fairs of the House of Representatives.

9 (2) COVERED RUSSIAN SYSTEMS.—The term
10 “covered Russian systems” means the following:

11 (A) The heavy intercontinental missile sys-
12 tem known as “Sarmat” or otherwise identified.

13 (B) An air-launched nuclear-powered
14 cruise missile known as “X-101” or otherwise
15 identified.

16 (C) An unmanned underwater vehicle
17 known as “Status 6” or otherwise identified.

18 (D) The long-distance guided flight
19 hypersonic weapons system known by
20 “Avanguard” or otherwise identified.

21 (3) NEW START TREATY.—The term “New 5
22 START Treaty” means the Treaty between the
23 United States of America and the Russian Federa-
24 tion on Measures for the Further Reduction and
25 Limitation of Strategic Offensive Arms, signed at

1 Prague April 8, 2010, and entered into force Feb-
2 ruary 5, 2011.

