

AMENDMENT TO H.R. 7900
OFFERED BY MR. Cooper

At the appropriate place in title XVI add the following new section:

1 **SEC. 16 ____ . NUCLEAR-CAPABLE SEA-LAUNCHED CRUISE**
2 **MISSILE.**

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

4 (1) Several senior military officers, including
5 the Chairman and Vice Chairman of the Joint
6 Chiefs of Staff and the Commander of United States
7 Strategic Command, have offered their support for
8 continued research and development of a nuclear-ca-
9 pable sea-launched cruise missile to strengthen nu-
10 clear deterrence.

11 (2) Deploying a nuclear-capable sea-launched
12 cruise missile on naval vessels would “not come
13 without a cost”, as was testified by Chief of Naval
14 Operations Admiral Mike Gilday. Admiral Gilday de-
15 scribed the challenges associated with training, sus-
16 tainability, reliability, and readiness that would be
17 associated with adding a nuclear mission and went
18 on to say that he was “not convinced yet that we
19 need to make a \$31,000,000,000 investment in that

1 particular system to close that particular gap”. In-
2 stead, he recommended keeping “a small amount of
3 money” for research and development of the nuclear-
4 capable sea-launched cruise missile as the Depart-
5 ment of Defense seeks to better understanding the
6 implications of living with two nuclear-armed peer
7 competitors.

8 (b) REPORTS.—

9 (1) DETERRENCE.—Not later than 270 days
10 after the date of the enactment of this Act, the Sec-
11 retary of the Defense shall submit to the congres-
12 sional defense committees a report that describes the
13 approach by the Department of Defense for deter-
14 ring theater nuclear employment by Russia and
15 China, including—

16 (A) an assessment of the current and fu-
17 ture theater nuclear capabilities and doctrine of
18 Russia and China;

19 (B) an explanation of the strategy and ca-
20 pabilities of the United States for deterring the-
21 ater nuclear employment; and

22 (C) a comparative assessment of options
23 for strengthening deterrence of theater nuclear
24 employment, including pursuit of the nuclear-
25 capable sea-launched cruise missile and other

1 potential changes to the nuclear and conven-
2 tional posture and capabilities of the United
3 States.

4 (2) COST.—Not later than 270 days after the
5 date of the enactment of this Act, the Secretary of
6 the Navy shall submit to the congressional defense
7 committees a report that describes the full cost of
8 developing, producing, fielding, and maintaining nu-
9 clear-capable sea-launched cruise missiles through at
10 least 2050, including—

11 (A) the costs associated with research and
12 development and production of the missile;

13 (B) the costs associated with modifications
14 to port infrastructure;

15 (C) the costs associated with nuclear cer-
16 tification, personnel training, and operations;
17 and

18 (D) any other incremental costs compared
19 to sustaining and operating nonnuclear naval
20 vessels.

21 (3) OPERATIONAL LIMITATIONS.—Not later
22 than 270 days after the date of the enactment of
23 this Act, the Secretary of the Navy shall submit to
24 the congressional defense committees a report that
25 describes any operational limitations and trade-offs

1 that would be associated with deploying nuclear-ca-
2 pable sea-launched cruise missiles on naval vessels,
3 including—

4 (A) the effect of allocating missile or tor-
5 pedo tubes from conventional munitions to nu-
6 clear munitions;

7 (B) operational constraints and trade-offs
8 associated with reserving or limiting naval ves-
9 sels on account of nuclear mission require-
10 ments;

11 (C) trade-offs in posture and capabilities
12 that the Navy would likely face if the Navy had
13 to allocate more resources to a nuclear-capable
14 missiles; and

15 (D) any other issues identified by the Sec-
16 retary.

17 (4) DEVELOPMENT.—Not later than 270 days
18 after the date of the enactment of this Act, the Ad-
19 ministrator for Nuclear Security shall submit to the
20 congressional defense committees a report that de-
21 scribes the cost and timeline of developing and pro-
22 ducing a warhead for a nuclear-capable sea-launched
23 cruise missile, including—

24 (A) the cost of developing, producing, and
25 sustaining the warhead;

1 (B) the timeline for the design, production,
2 and fielding of the warhead; and

3 (C) an assessment of how the pursuit of
4 the warhead would affect other planned war-
5 head activities of the National Nuclear Security
6 Administration, including whether there would
7 be risk to the cost and schedule of other war-
8 head programs of the Administration if the Ad-
9 ministrator added a nuclear-capable sea-
10 launched cruise missile warhead to the portfolio
11 of such programs.

12 (5) PREFERRED COURSE OF ACTION.—To in-
13 form the reports under this subsection, not later
14 than 30 days after the date of the enactment of this
15 Act, the Secretary of Defense shall submit to the
16 congressional defense committees a report identi-
17 fying one or more preferred courses of action from
18 among the actions identified in the analysis of alter-
19 natives for a nuclear-capable sea-launched cruise
20 missile.

21 (c) LIMITATION.—

22 (1) IN GENERAL.—None of the funds author-
23 ized to be appropriated by this Act or otherwise
24 made available for fiscal year 2023 for the Depart-
25 ment of Defense or the National Nuclear Security

1 Administration may be obligated or expended for a
2 purpose specified in paragraph (2) until—

3 (A) each of the reports under subsection
4 (b) have been submitted to the congressional
5 defense committees; and

6 (B) the Secretary of Defense, in coordina-
7 tion with the Administrator for Nuclear Secu-
8 rity, certifies to the congressional defense com-
9 mittees that the development and deployment of
10 a nuclear-capable sea-launched cruise missile is
11 required to meet a valid military requirement
12 and would not create significant risk to conven-
13 tional or nuclear deterrence by constraining
14 conventional military operations or trading-off
15 with the pursuit of other conventional or nu-
16 clear military capabilities.

17 (2) FUNDS SPECIFIED.—The purposes specified
18 in this paragraph are the following:

19 (A) With respect to the Department of De-
20 fense, system development and demonstration
21 of a nuclear-capable sea-launched cruise missile.

22 (B) With respect to the National Nuclear
23 Security Administration, development engineer-
24 ing for a modified, altered, or new warhead for
25 a sea-launched cruise missile.

1 (d) DEFINITIONS.—In this section:

2 (1) The term “development engineering” means
3 activities under phase 3 of the joint nuclear weapons
4 life cycle (as defined in section 4220 of the Atomic
5 Energy Defense Act (50 U.S.C. 2538b) or phase 6.3
6 of a nuclear weapons life extension program.

7 (2) The term “system development and dem-
8 onstration” means the activities occurring in the
9 phase after a program achieves Milestone B ap-
10 proval (as defined in section 4172 of title 10, United
11 States Code).



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(funding table amendment)

In section 4201 of division D, relating to research, development, test, and evaluation, Navy, increase the amount for Precision Strike Weapons Development Program, PE 0604659N, Line 091, by \$25,000,000 for research and development for a nuclear-capable sea-launched cruise missile.

In section 4701 of division D, relating to Stockpile Management, increase the amount for W80-4 ALT SLCM by \$20,000,000 for research and development for a nuclear warhead for a nuclear-capable sea-launched cruise missile.

In section 4301 of division D, relating to Operation and Maintenance, Defense-wide, decrease the amount for Office of Secretary of Defense, Line 440, by \$45,000,000.