SEC. ___. CONSOLIDATION OF THE STRATEGIC AND CRITICAL MATERIALS STOCK PILING ACT REPORTING REQUIREMENTS.

Section 11 of the Strategic and Critical Materials Stock Piling Act (50 U.S.C. 98h-2) is amended—

(1) in subsection (a), by striking "January 15" and inserting "February 15"; and

(2) in subsection (b)(1), by striking "Not later" and all that follows through "report containing" and inserting "Each report required under subsection (a) shall include".

[Please note: The "Changes to Existing Law" section below sets out in red-line format how the legislative text would amend existing law.]

Section-by-Section Analysis

This proposal would amend the Strategic and Critical Materials Stock Piling Act ("the Act") to consolidate annual congressional reporting requirements.

The proposed changes to annual reports to Congress in Section 11 would consolidate the Annual Materials Plan and the Annual Operations Plan of the NDS Program into a single annual report. The deadline for delivery of this combined report is February 15. Combining both reports will reduce the administrative reporting burden upon the NDS Program.

Budgetary Implications: None. The NDS estimates that combining the Operations Report and the Annual Materials Plan would streamline the Defense Logistics Agency Strategic Materials process for writing and approval of both reports and save time in the coordination of both reports through the Office of the Secretary of Defense.

Changes to Existing Law: The proposal would make the following changes to section 11 of the Strategic and Critical Materials Stock Piling Act:

SEC. 11. (a) Not later than ~~January 15~~ February 15 of each year, the President shall submit to the Congress an annual written report detailing operations under this Act. Each such report shall include—

(1) information with respect to foreign and domestic purchases of materials during the preceding fiscal year;

(2) information with respect to the acquisition and disposal of materials under this Act by barter, as provided for in section 6(c) of this Act, during such fiscal year;

(3) information with respect to the activities by the Stockpile Manager to encourage the conservation, substitution, and development of strategic materials within the United States;

(4) information with respect to the research and development activities conducted under sections 2 and 8;

(5) a statement and explanation of the financial status of the National Defense Stockpile Transaction Fund and the anticipated appropriations to be made to the fund, and obligations to be made from the fund, during the current fiscal year; and

(6) such other pertinent information on the administration of this Act as will enable the Congress to evaluate the effectiveness of the program provided for under this Act and to determine the need for additional legislation.

(b)(1) ~~Not later than February 15 of each year, the President shall submit to the appropriate committees of the Congress a report containing~~ Each report required under subsection (a) shall include an annual materials plan for the operation of the stockpile during the next fiscal year and the succeeding four fiscal years.

(2) Each such report shall include details of all planned expenditures from the National Defense Stockpile Transaction Fund during such period (including expenditures to be made from appropriations from the general fund of the Treasury) and of anticipated receipts from proposed disposal of stockpile materials during such period. Each such report shall also contain details regarding the materials development and research projects to be conducted under section 9(b)(2)(H) during the fiscal years covered by the report. With respect to each development and research project, the report shall specify the amount planned to be expended from the fund, the material intended to be developed, the potential military or defense industrial applications for that material, and the development and research methodologies to be used.

(3) Any proposed expenditure or disposal detailed in the annual materials plan for any such fiscal year, and any expenditure or disposal proposed in connection with any transaction submitted for such fiscal year to the appropriate committees of Congress pursuant to section 5(a)(2), that is not obligated or executed in that fiscal year may not be obligated or executed until such proposed expenditure or disposal is resubmitted in a subsequent annual materials plan or is resubmitted to the appropriate committees of Congress in accordance with section 5(a)(2), as appropriate.