SEC. ___. REVISION OF DEADLINE FOR DEPARTMENT OF DEFENSE ANNUAL STOCKPILE REPORT.

Section 494(b)(2) of title 10, United States Code, is amended by striking "March 1 of each year" and inserting "30 days after the signature by the President on the annual Nuclear Weapons Stockpile Plan, as required pursuant to section 91a.(2) of the Atomic Energy Act of 1954 (42 U.S.C. 2121(a)(2))".

[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 modify the annual deadline for the Department of Defense (DoD) Report to Congress on the U.S. Nuclear Weapons Stockpile to better align with the release of the Nuclear Weapons Stockpile Plan (NWSP) signed by the President. The current legislative requirement under section 494 of title 10, United States Code, requires that the Secretary of Defense submit to the congressional defense committees a report on the nuclear weapons stockpile of the United States not later than March 1, 2012, and annually thereafter.

Stockpile number projections in the DoD Stockpile Report to Congress are derived from the NWSP, a plan signed by the President annually. Maintaining the current March 1 suspense date for the DoD Stockpile Report limits the content of the report to the approved stockpile number projections of the signed NWSP from the previous year. Readjusting the due date of the DoD Stockpile Report to coincide with the President's plan each year enables the Secretary of Defense to provide Congress with the most current nuclear weapons stockpile information.

Budget Implications: This proposal has no significant budgetary impact. Resources impacted are incidental in nature and amount, and are included within the Fiscal Year (FY) 2021 President's Budget Request**.** The modification shifts the congressional deadline of an annual reporting requirement to better align with the annual release of a corresponding presidential document.

Changes to Existing Law: This proposal would make the following changes to section 494(b) of title 10, United States Code:

(b) ANNUAL REPORT ON THE NUCLEAR WEAPONS STOCKPILE OF THE UNITED STATES.—

(1) Sense of congress.--It is the sense of Congress that—

(A) sustained investments in the nuclear weapons stockpile and the nuclear security complex are needed to ensure a safe, secure, reliable, and credible nuclear deterrent; and

(B) such investments could enable additional future reductions in the hedge stockpile.

(2) Report required.-- Not later than ~~March 1 of each year~~ 30 days after the signature by the President on the annual Nuclear Weapons Stockpile Plan, as required pursuant to section 91a.(2) of the Atomic Energy Act of 1954 (42 U.S.C. 2121(a)(2)), the Secretary of Defense shall submit to the congressional defense committees a report on the nuclear weapons stockpile of the United States that includes the following:

(A) An accounting of the weapons in the stockpile as of the end of the fiscal year preceding the submission of the report that includes all weapons in the active and inactive stockpiles, both deployed and non-deployed, and all categories and readiness states of such weapons.

(B) The planned force levels for each category of nuclear weapon over the course of the future-years defense program submitted to Congress under section 221 of this title for the fiscal year following the fiscal year in which the report is submitted.