

related transfers to such countries, pursuant to section 102A(w) of the National Security Act of 1947 (50 U.S.C. 3024(w)), is being submitted separately by the Director of National Intelligence.

The proposed Agreement has been negotiated in accordance with the Act and other applicable law. In my judgment, it meets all applicable statutory requirements and will advance the nonproliferation and other foreign policy interests of the United States.

The proposed Agreement provides a comprehensive framework for peaceful nuclear cooperation with China based on a mutual commitment to nuclear nonproliferation. It would permit the transfer of material, equipment (including reactors), components, information, and technology for nuclear research and nuclear power production. It does not permit transfers of any Restricted Data. Transfers of sensitive nuclear technology, sensitive nuclear facilities, and major critical components of such facilities may only occur if the Agreement is amended to cover such transfers. In the event of termination, key nonproliferation conditions and controls continue with respect to material, equipment, and components subject to the Agreement.

The proposed Agreement would obligate the United States and China to work together to enhance their efforts to familiarize commercial entities in their respective countries about the requirements of the Agreement as well as national export controls and policies applicable to exports and imports subject to the Agreement. It would have a term of 30 years from the date of its entry into force. Either party may terminate the proposed Agreement on at least 1 year's written notice to the other party.

Since the 1980s, China has become a party to several nonproliferation treaties and conventions and worked to bring its domestic export control authorities in line with international standards. China joined the Treaty on the Non-Proliferation of Nuclear Weapons in 1992 as a nuclear weapon state, brought into force an Additional Protocol to its International Atomic Energy Agency safeguards agreement in 2002, and joined the Nuclear Suppliers Group in 2004. China is a party to the Convention on the Physical Protection of Nuclear Material, which establishes international standards of physical protection for use, storage, and transport of nuclear material, and has ratified the 2005 Amendment to the Convention. A more detailed discussion of China's civil nuclear program and its nuclear nonproliferation policies and practices, including its nuclear export policies and practices, is provided in the NPAS and in two classified annexes to the NPAS submitted to you separately. As noted above, the Director of National Intelligence will provide an addendum to the NPAS containing a comprehensive analysis of the export control system of China with respect to nuclear-related matters.

I have considered the views and recommendations of the interested departments and agencies in reviewing the proposed Agreement and have determined that its performance will promote, and will not constitute an unreasonable risk to, the common defense and security. Accordingly, I have approved the proposed Agreement and authorized its execution and urge that the Congress give it favorable consideration.

This transmission shall constitute a submittal for purposes of both sections 123 b. and 123 d. of the Act. My Administration is prepared to begin immediately the consultations with the Senate Foreign Relations Committee and the House Foreign Affairs Committee as provided in section 123 b. Upon completion of the 30 days of continuous session review provided for in section 123 b., the 60 days of continuous session review provided for in section 123 d. shall commence.

BARACK OBAMA.

THE WHITE HOUSE, April 21, 2015.

#### MEASURES READ THE FIRST TIME

The following bill was read the first time:

S. 1035. A bill to extend authority relating to roving surveillance, access to business records, and individual terrorists as agents of foreign powers under the Foreign Intelligence Surveillance Act of 1978 and for other purposes.

#### EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1306. A communication from the General Counsel, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, a report relative to a vacancy in the position of Director, Pension Benefit Guaranty Corporation, received in the Office of the President of the Senate on April 15, 2015; to the Committees on Finance; and Health, Education, Labor, and Pensions.

EC-1307. A communication from the Assistant Secretary of the Army (Civil Works), transmitting, pursuant to law, a report relative to the Jacksonville Harbor Project in Duval County, Florida, for the purpose of deep draft navigation; to the Committee on Environment and Public Works.

EC-1308. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Lead-based Paint Programs; Extension of Renovator Certifications" ((RIN2070-AK04) (FRL No. 9925-71)) received in the Office of the President of the Senate on April 15, 2015; to the Committee on Environment and Public Works.

EC-1309. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Idaho; Interstate Transport of Fine Particulate Matter" (FRL No. 9926-52-Region 10) received in the Office of the President of the Senate on April 15, 2015; to the Committee on Environment and Public Works.

EC-1310. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Alabama: Non-interference Demonstration for Federal Low-Reid Vapor Pressure Requirement for the Birmingham Area" (FRL No. 9926-41-Region 4) received in the Office of the President of the Senate on April 15, 2015; to the Committee on Environment and Public Works.

EC-1311. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Redesignation Request and Associated Maintenance Plan for the Pennsylvania Portion of the Philadelphia-Wilmington, PA-NJ-DE Nonattainment Area for the 1997 Annual and 2006 24-Hour Fine Particulate Matter Standard" (FRL No. 9926-43-Region 3) received in the Office of the President of the Senate on April 15, 2015; to the Committee on Environment and Public Works.

EC-1312. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Michigan; SO<sub>2</sub> Rules" (FRL No. 9926-31-Region 5) received in the Office of the President of the Senate on April 15, 2015; to the Committee on Environment and Public Works.

EC-1313. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Indiana; CO Monitoring" (FRL No. 9926-29-Region 5) received in the Office of the President of the Senate on April 15, 2015; to the Committee on Environment and Public Works.

EC-1314. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Air Quality Implementation Plan; Florida; Attainment Plan for the Hillsborough Area for the 2008 Lead National Ambient Air Quality Standards" (FRL No. 9926-34-Region 4) received in the Office of the President of the Senate on April 15, 2015; to the Committee on Environment and Public Works.

EC-1315. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutants; Delegation of Authority to Oklahoma" (FRL No. 9926-50-Region 6) received in the Office of the President of the Senate on April 16, 2015; to the Committee on Environment and Public Works.

EC-1316. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Rhode Island; Prevention of Significant Deterioration" (FRL No. 9926-51-Region 1) received in the Office of the President of the Senate on April 16, 2015; to the Committee on Environment and Public Works.

EC-1317. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Vermont: Final Authorization of State Hazardous Waste Management Program Revisions" (FRL No. 9926-54-Region 1) received in the Office of the President of the