

119TH CONGRESS
1ST SESSION

H. R. 3564

To limit the use of funds to conduct first-use nuclear strikes, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 21, 2025

Mr. PETERS (for himself, Mr. RYAN, and Mr. DELUZIO) introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To limit the use of funds to conduct first-use nuclear strikes,
and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “The Nuclear First-
5 Strike Security Act of 2025”.

1 **SEC. 2. LIMITATION ON USE OF FUNDS TO CONDUCT FIRST-**
2 **USE NUCLEAR STRIKES.**

3 (a) LIMITATION.—No amounts authorized to be ap-
4 propriated for any fiscal year may be obligated or ex-
5 pended to conduct a first-use nuclear strike unless—

6 (1) the President decides the strike is in the
7 best interests of the United States; and

8 (2) except as provided in subsection (b), not
9 more than 7 days before conducting such strike, the
10 Secretary of Defense submits to the Speaker of the
11 House of Representatives, the Minority Leader of
12 the House Representatives, the Majority Leader of
13 the House of Representatives, the Minority Leader
14 of the Senate, and the Majority Leader of the Sen-
15 ate a certification that the decision of the President
16 under paragraph (1) to conduct the strike is valid
17 and legal.

18 (b) EXCEPTIONS.—Subsection (a)(2) does not apply
19 with respect to a first-use nuclear strike conducted—

20 (1) under a declaration of war enacted by Con-
21 gress;

22 (2) in response to a nuclear attack against the
23 United States or an ally of the United States; or

24 (3) during a launch-on-warning scenario.

25 (c) DEFINITIONS.—For purposes of this section:

1 (1) The term “ally of the United States” means
2 a member of the North Atlantic Treaty Organiza-
3 tion, Japan, the Republic of Korea, and the Com-
4 monwealth of Australia.

5 (2) The term “first-use nuclear strike” means
6 an attack conducted by the United States using nu-
7 clear weapons against a foreign country in any in-
8 stance where the Secretary of Defense and the
9 Chairman of the Joint Chiefs of Staff have not joint-
10 ly confirmed to the President that the foreign coun-
11 try has conducted a nuclear attack against the
12 United States or an ally of the United States.

13 (3) The term “launch-on-warning scenario”
14 means a situation in which the United States early
15 warning systems have detected a launch of a missile
16 whose trajectory would result in an impact on the
17 territory of the United States or an ally of the
18 United States.

19 (4) The term “nuclear attack” means that one
20 or more nuclear detonations have occurred on the
21 territory of the United States or an ally of the
22 United States.

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