



AMENDMENT TO H.R. 4923, AS REPORTED
OFFERED BY MR. BARTON OF TEXAS AND MR.
GENE GREEN OF TEXAS

At the end of the bill (before the short title), insert
the following:

1 SEC. 508.

2 (a) PILOT PROGRAM.—Notwithstanding any provi-
3 sion of the Nuclear Waste Policy Act of 1982 (42
4 U.S.C.10101 et seq.), the Secretary of Energy is author-
5 ized, in the current fiscal year and subsequent fiscal years,
6 to conduct a pilot program, through 1 or more private sec-
7 tor partners, to license, construct, and operate 1 or more
8 government or privately owned consolidated storage facili-
9 ties to provide interim storage as needed for spent nuclear
10 fuel and high level radioactive waste, with priority for stor-
11 age given to spent nuclear fuel located on sites without
12 an operating nuclear reactor.

13 (b) REQUESTS FOR PROPOSALS.—Not later than 120
14 days after the date of enactment of this Act, the Secretary
15 shall issue a request for proposals for cooperative agree-
16 ments—

1 (1) to obtain any license necessary from the
2 Nuclear Regulatory Commission for the construction
3 of 1 or more consolidated storage facilities;

4 (2) to demonstrate the safe transportation of
5 spent nuclear fuel and high-level radioactive waste,
6 as applicable; and

7 (3) to demonstrate the safe storage of spent nu-
8 clear fuel and high-level radioactive waste, as appli-
9 cable, at the 1 or more consolidated storage facilities
10 pending the construction and operation of deep geo-
11 logic disposal capacity for the permanent disposal of
12 the spent nuclear fuel.

13 (c) CONSENT-BASED APPROVAL.—Prior to siting a
14 consolidated storage facility pursuant to this section, the
15 Secretary shall enter into an agreement to host the facility
16 with—

17 (1) the State;

18 (2) each unit of local government within the ju-
19 risdiction of which the facility is proposed to be lo-
20 cated; and

21 (3) each affected Indian tribe.

22 (d) APPLICABILITY.—In executing this section, the
23 Secretary shall comply with—

24 (1) all licensing requirements and regulations of
25 the Nuclear Regulatory Commission; and

1 (2) all other applicable laws (including regula-
2 tions).

3 (e) PUBLIC PARTICIPATION.—Prior to choosing a site
4 for the construction of a consolidated storage facility
5 under this section, the Secretary shall conduct 1 or more
6 public hearings in the vicinity of each potential site and
7 in at least 1 other location within the State in which the
8 site is located to solicit public comments and recommenda-
9 tions.

10 (f) USE OF NUCLEAR WASTE FUND.—The Secretary
11 may make expenditures from the Nuclear Waste Fund to
12 carry out this section, subject to appropriations.

