

104TH CONGRESS
1ST SESSION

H. R. 1174

To provide additional flexibility for the Department of Energy's program for the disposal of spent nuclear fuel and high level radioactive waste, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 8, 1995

Mr. UPTON introduced the following bill; which was referred to the Committee on Commerce

A BILL

To provide additional flexibility for the Department of Energy's program for the disposal of spent nuclear fuel and high level radioactive waste, 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 "Nuclear Waste Dis-
5 posal Funding Act".

6 **SEC. 2. NUCLEAR WASTE FUND AVAILABILITY.**

7 Section 302 of the Nuclear Waste Policy Act of 1982
8 (42 U.S.C. 10222) is amended by inserting the following
9 after subsection (e):

1 “(f) NUCLEAR WASTE FUND AVAILABILITY.—(1) If
2 the condition in subsection (g)(2) is met, the net proceeds
3 from the sale of the United States Enrichment Corpora-
4 tion which are deposited in a special fund in the Treasury
5 under subsection (g)(1) may be used by the Department
6 for radioactive waste disposal activities under this Act. No
7 more than the following amounts shall be made available
8 in the fiscal year specified—

9 “(A) for fiscal year 1996, \$431,600,000;

10 “(B) for fiscal year 1997, \$540,000,000; and

11 “(C) for fiscal year 1998, \$627,400,000.

12 The net proceeds are the revenues derived from the sale
13 of United States Enrichment Corporation stock, based
14 upon its sales price less cash payments to the purchasers
15 and less the value assigned to highly enriched and natural
16 uranium transferred from the Department to the United
17 States Enrichment Corporation after February 1, 1995,
18 as specified in the stock offering prospectus of the United
19 States Enrichment Corporation. In determining net pro-
20 ceeds, the cash and the value of highly enriched uranium
21 shall be prorated in proportion to the amount of stock that
22 is sold to non-Federal entities.

23 “(2) In addition to the amounts in paragraph (1),
24 amounts deposited in the Nuclear Waste Fund in fiscal
25 years 1996, 1997, and 1998 resulting from any increase

1 in the fee established under this section shall be available
2 to the Department for expenditure for radioactive waste
3 disposal activities under this Act.

4 “(3) Amounts available under this subsection shall
5 remain available until expended, without further appro-
6 priation but within any specific directives and limitations
7 included in appropriations Acts. Amounts for radioactive
8 waste disposal activities shall be included in the annual
9 budget submitted to Congress for Nuclear Waste Disposal
10 Fund activities.

11 “(g) OFFSETS.—(1) The net proceeds from the sale
12 of all stock of the United States Enrichment Corporation
13 shall be deposited in a special fund in the Treasury and
14 be available for the purposes specified in subsection (f).

15 “(2) If the President so designates, the net proceeds
16 shall be included in the budget baseline required by the
17 Balanced Budget and Emergency Deficit Control Act of
18 1985 and shall be counted for the purposes of section 252
19 of that Act as an offset to direct spending, notwithstand-
20 ing section 257(e) of that Act.”.

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