Purpose: To modify a requirement relating to export licenses for the transfer of certain items to certain countries.

S. 4897

To reestablish United States global leadership in nuclear energy, revitalize domestic nuclear energy supply chain infrastructure, support the licensing of advanced nuclear technologies, and improve the regulation of nuclear energy, and for other purposes.

Referred to the Committee on __________ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT INTENDED TO BE PROPOSED BY MR. VAN HOLLEN

Viz:

Strike section 103 and insert the following:

SEC. 103. EXPORT LICENSE REQUIREMENTS.

(a) Definition of Low-Enriched Uranium.—In this section, the term “low-enriched uranium” means uranium enriched to less than 20 percent of the uranium-235 isotope.

(b) Requirement.—The Commission shall not issue an export license for the transfer of any item described in subsection (d) to a country described in subsection (c) unless the Commission makes a determination that such transfer will not be inimical to the interests of the United States.

(c) Countries Described.—A country referred to in subsection (b) is a country that—

(1) has not concluded and ratified an Additional Protocol to its safeguards agreement with the International Atomic Energy Agency; or

(2) has not ratified or acceded to the amendment to the Convention on the Physical Protection of Nuclear Material, signed at Vienna and New York March 3, 1980, described in the information circular of the International Atomic Energy Agency numbered INFCIRC/274/Rev.1/Mod.1 and dated May 9, 2016.

(d) Items Described.—An item referred to in subsection (b) includes—

(1) unirradiated nuclear fuel containing special nuclear material (as defined in section 11 of the Atomic Energy Act of 1954 (42 U.S.C. 2014)), excluding low-enriched uranium;

(2) a nuclear reactor that uses nuclear fuel described in paragraph (1); and

(3) any plant or component listed in Appendix I to part 110 of title 10, Code of Federal
Regulations (or successor regulations), that is involved in—

(A) the reprocessing of irradiated nuclear reactor fuel elements;

(B) the separation of plutonium; or

(C) the separation of the uranium-233 isotope.

(e) Notification.—If the Commission makes a determination under subsection (b) that the transfer of any item described in subsection (d) to a country described in subsection (c) will not be inimical to the interests of the United States, the Commission shall notify the appropriate committees of Congress.