

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO THE RULES COMMITTEE PRINT FOR H.R. 3053
OFFERED BY MS. TITUS OF NEVADA**

Page 1, strike line 1 and all that follows through the end of the Rules Committee Print, and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Nuclear Waste In-
3 formed Consent Act”.

4 SEC. 2. DEFINITIONS.

5 In this Act, the terms “affected Indian tribe”, “af-
6 fected unit of local government”, “high-level radioactive
7 waste”, “repository”, “Secretary”, “spent nuclear fuel”,
8 “unit of general local government”, and “Waste Fund”
9 have the meanings given the terms in section 2 of the Nu-
10 clear Waste Policy Act of 1982 (42 U.S.C. 10101).

11 SEC. 3. CONSENT BASED APPROVAL.

12 (a) IN GENERAL.—The Secretary may not make an
13 expenditure from the Waste Fund for the costs of the ac-
14 tivities described in paragraphs (4) and (5) of section
15 302(d) of the Nuclear Waste Policy Act of 1982 (42
16 U.S.C. 10222(d)) unless the Secretary has entered into
17 an agreement to host a repository with—

1 (1) the Governor of the State in which the re-
2 pository is proposed to be located;

3 (2) each affected unit of local government;

4 (3) any unit of general local government contig-
5 uous to the affected unit of local government if
6 spent nuclear fuel or high-level radioactive waste will
7 be transported through that unit of general local
8 government for disposal at the repository; and

9 (4) each affected Indian tribe.

10 (b) CONDITIONS ON AGREEMENT.—Any agreement
11 to host a repository under this Act—

12 (1) shall be in writing and signed by all parties;

13 (2) shall be binding on the parties; and

14 (3) shall not be amended or revoked except by
15 mutual agreement of the parties.

