

**AMENDMENT TO
RULES COMMITTEE PRINT 117-54
OFFERED BY MS. TITUS OF NEVADA**

At the end of title LVIII of division E, insert the following:

1 **SEC. ____. NUCLEAR WASTE INFORMED CONSENT.**

2 (a) CONSENT-BASED APPROVAL.—

3 (1) IN GENERAL.—The Secretary may not
4 make an expenditure from the Nuclear Waste Fund
5 established under section 302(c) of the Nuclear
6 Waste Policy Act of 1982 (42 U.S.C. 10222(c)) for
7 the costs of the activities described in paragraphs
8 (4) and (5) of section 302(d) of that Act (42 U.S.C.
9 10222(d)) unless the Secretary has entered into an
10 agreement for a repository with—

11 (A) the Governor of the State in which the
12 repository is proposed to be located;

13 (B) each affected unit of local government;

14 (C) any unit of general local government
15 contiguous to the affected unit of local govern-
16 ment if spent nuclear fuel or high-level radio-
17 active waste will be transported through that

1 unit of general local government for disposal at
2 the repository; and

3 (D) each affected Indian tribe.

4 (2) CONDITIONS ON AGREEMENT.—Any agree-
5 ment for a repository under this section—

6 (A) shall be in writing and signed by all
7 parties;

8 (B) shall be binding on the parties; and

9 (C) shall not be amended or revoked except
10 by mutual agreement of the parties.

11 (b) DEFINITIONS.—In this section, the terms “af-
12 fected Indian tribe”, “affected unit of local government”,
13 “high-level radioactive waste”, “repository”, “Secretary”,
14 “spent nuclear fuel”, and “unit of general local govern-
15 ment” have the meanings given the terms in section 2 of
16 the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10101).

