

**AMENDMENT TO DIVISION B OF THE COMMERCE,
JUSTICE, SCIENCE; ENERGY AND WATER DE-
VELOPMENT; AND INTERIOR AND ENVIRON-
MENT APPROPRIATIONS ACT, 2026**

OFFERED BY MS. TITUS OF NEVADA

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

1 SEC. _____. (a) None of the funds made available by
2 this Act may be used for the costs of the activities de-
3 scribed in paragraphs (4) and (5) of section 302(d) of the
4 Nuclear Waste Policy Act (42 U.S.C. 10222(d)) unless the
5 Secretary has entered into an agreement described in sub-
6 section (b) of this section for a repository with—
7 (1) the Governor of the State in which the re-
8 pository is proposed to be located;
9 (2) each affected unit of local government;
10 (3) any unit of general local government contig-
11 uous to the affected unit of local government if
12 spent nuclear fuel or high-level radioactive waste will
13 be transported through that unit of general local
14 government for disposal at the repository; and
15 (4) each affected Indian tribe.

1 (b) Any agreement for a repository under this sec-
2 tion—

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

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

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

7 (c) In this section, the terms “affected Indian tribe”,
8 “affected unit of local government”, “high-level radio-
9 active waste”, “repository”, “Secretary”, “spent nuclear
10 fuel”, and “unit of general local government” have the
11 meanings given the terms in section 2 of the Nuclear
12 Waste Policy Act of 1982 (42 U.S.C. 10101).

