AMENDMENT TO H.R. 1540, AS REPORTED
OFFERED BY MR. WILSON OF SOUTH CAROLINA

Page 825, after line 2, insert the following:

SEC. 3114. DEFENSE NUCLEAR WASTE DISPOSAL POLICY.

(a) In General.—The Secretary of Energy, in coordination with the Secretary of Defense and the Administrator for Nuclear Security, shall ensure that high-level radioactive waste resulting from the activities of the Department of Defense and the National Nuclear Security Administration shall be stored at the nuclear waste repository located at Yucca Mountain, Nevada, until a new location for such waste has been sited and approved.

(b) Funding Increase and Offsetting Reduction.—

(1) In General.—Notwithstanding the amounts set forth in the funding tables in division D—

(A) the amount authorized to be appropriated in this title for Department of Energy national security programs, as specified in the corresponding funding table in division D, is hereby increased by $197,000,000, with the amount of the increase allocated to Defense
Nuclear Waste Disposal, as set forth in the table under section 4701, for the purposes of opening and operating a repository for high-level defense nuclear waste; and

(B) the amount authorized to be appropriated in section 301 for operation and maintenance, as specified in the corresponding funding table in division D, is hereby reduced by $197,000,000, with the amount of the reduction to be derived from Line 090 Environmental Restoration, Formerly Used Sites as set forth in the table under section 4301.

(2) MERIT-BASED OR COMPETITIVE DECISIONS.—A decision to commit, obligate, or expend funds referred to in paragraph (1)(A) with or to a specific entity shall—

(A) be based on merit-based selection procedures in accordance with the requirements of sections 2304(k) and 2374 of title 10, United States Code, or on competitive procedures; and

(B) comply with other applicable provisions of law.