

118TH CONGRESS  
1ST SESSION

# H. R. 1042

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IN THE SENATE OF THE UNITED STATES

DECEMBER 12, 2023

Received

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## AN ACT

To prohibit the importation into the United States of unirradiated low-enriched uranium that is produced in the Russian Federation, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Prohibiting Russian  
3 Uranium Imports Act”.

4 **SEC. 2. PROHIBITION ON IMPORTS OF LOW-ENRICHED URA-**  
5 **NIUM FROM THE RUSSIAN FEDERATION.**

6 (a) PROHIBITION ON IMPORTS.—Section 3112A of  
7 the USEC Privatization Act (42 U.S.C. 2297h–10a) is  
8 amended by adding at the end the following:

9 “(d) PROHIBITION ON IMPORTS OF LOW-ENRICHED  
10 URANIUM.—

11 “(1) PROHIBITION.—Beginning on the date  
12 that is 90 days after the date of the enactment of  
13 this subsection, and subject to paragraphs (2) and  
14 (3), the following may not be imported into the  
15 United States:

16 “(A) Unirradiated low-enriched uranium  
17 that is produced in the Russian Federation or  
18 by a Russian entity.

19 “(B) Unirradiated low-enriched uranium  
20 that is determined to have been exchanged with,  
21 swapped for, or otherwise obtained in lieu of  
22 unirradiated low-enriched uranium described in  
23 subparagraph (A) in a manner designed to cir-  
24 cumvent the restrictions under this section.

25 “(2) WAIVER.—

1           “(A) IN GENERAL.—Subject to subpara-  
2           graphs (B) and (C), the Secretary of Energy, in  
3           consultation with the Secretary of State and the  
4           Secretary of Commerce, may waive the applica-  
5           tion of paragraph (1) to authorize the importa-  
6           tion of low-enriched uranium described in that  
7           paragraph if the Secretary of Energy deter-  
8           mines that—

9                   “(i) no alternative viable source of  
10                  low-enriched uranium is available to sus-  
11                  tain the continued operation of a nuclear  
12                  reactor or a United States nuclear energy  
13                  company; or

14                  “(ii) importation of low-enriched ura-  
15                  nium described in paragraph (1) is in the  
16                  national interest.

17           “(B) LIMITATION ON AMOUNTS OF IM-  
18           PORTS OF LOW-ENRICHED URANIUM.—

19                   “(i) IN GENERAL.—The importation  
20                  into the United States of low-enriched ura-  
21                  nium described in paragraph (1), including  
22                  low-enriched uranium obtained under con-  
23                  tracts for separative work units, whether  
24                  or not such low-enriched uranium is de-

1 rived from highly enriched uranium of  
2 weapons origin, may not exceed—

3 “(I) in calendar year 2024,  
4 476,536 kilograms;

5 “(II) in calendar year 2025,  
6 470,376 kilograms;

7 “(III) in calendar year 2026,  
8 464,183 kilograms; and

9 “(IV) in calendar year 2027,  
10 459,083 kilograms.

11 “(ii) ADMINISTRATION.—The Sec-  
12 retary of Commerce shall—

13 “(I) administer the import limita-  
14 tions described in clause (i) in accord-  
15 ance with the provisions of the Sus-  
16 pension Agreement, including the pro-  
17 visions described in subsection  
18 (c)(2)(B)(i);

19 “(II) be responsible for enforcing  
20 the import limitations described in  
21 clause (i); and

22 “(III) enforce the import limita-  
23 tions described in clause (i) in a man-  
24 ner that imposes a minimal burden on  
25 the commercial nuclear industry.

1           “(C) TERMINATION.—Any waiver issued  
2           under subparagraph (A) shall terminate not  
3           later than January 1, 2028.

4           “(D) NOTIFICATION TO CONGRESS.—

5           “(i) IN GENERAL.—Upon issuing a  
6           waiver under subparagraph (A), the Sec-  
7           retary of Energy shall submit to the com-  
8           mittees specified in clause (ii) a notifica-  
9           tion that a waiver has been issued, which  
10          shall include identification of the recipient  
11          of the waiver.

12          “(ii) COMMITTEES SPECIFIED.—The  
13          committees specified in this clause are—

14                 “(I) the Committee on Energy  
15                 and Natural Resources and the Com-  
16                 mittee on Finance of the Senate; and

17                 “(II) the Committee on Energy  
18                 and Commerce and the Committee on  
19                 Ways and Means of the House of  
20                 Representatives.

21          “(3) APPLICABILITY.—This subsection does not  
22          apply to imports—

23                 “(A) by or under contract to the Depart-  
24                 ment of Energy for national security or non-  
25                 proliferation purposes; or

1 “(B) of non-uranium isotopes.

2 “(4) TERMINATION.—The provisions of this  
3 subsection shall terminate on December 31, 2040.

4 “(5) RUSSIAN ENTITY DEFINED.—In this sub-  
5 section, the term ‘Russian entity’ means an entity  
6 organized under the laws of or otherwise subject to  
7 the jurisdiction of the Government of the Russian  
8 Federation.”.

9 (b) CONFORMING AMENDMENTS.—

10 (1) IN GENERAL.—Section 3112A(c) of the  
11 USEC Privatization Act (42 U.S.C. 2297h–10a(e))  
12 is amended—

13 (A) in paragraph (2)—

14 (i) in subparagraph (A)—

15 (I) in clause (ix), by inserting  
16 “and” after the semicolon at the end;

17 (II) in clause (x), by striking the  
18 semicolon and inserting a period; and

19 (III) by striking clauses (xi)  
20 through (xxvii); and

21 (ii) in subparagraph (C)(i), by strik-  
22 ing “paragraph (10)” and inserting “para-  
23 graph (9)”;

24 (B) in paragraph (3), by striking “United  
25 States” and all that follows through “for proc-

1           essing” and inserting “United States for proc-  
2           essing”;

3           (C) by striking paragraph (5);

4           (D) by redesignating paragraphs (6)  
5           through (12) as paragraphs (5) through (11),  
6           respectively;

7           (E) in paragraph (5), as redesignated by  
8           subparagraph (D), by striking “In addition to  
9           the adjustment under paragraph (5)(A), the”  
10          and inserting “The”;

11          (F) in subparagraph (A) of paragraph (7),  
12          as so redesignated, by striking “paragraph  
13          (10)” and inserting “paragraph (9)”;

14          (G) in paragraph (8), as so redesignated,  
15          by striking “December 31, 2040” and inserting  
16          “the date described in subsection (d)(1)”;

17          (H) in subparagraph (A) of paragraph (9),  
18          as so redesignated, by striking “paragraphs  
19          (2)(C) and (8)” and inserting “paragraphs  
20          (2)(C) and (7)”.

21          (2) EFFECTIVE DATE.—The amendment to sec-  
22          tion 3112A(c)(2)(A)(xi) of the USEC Privatization  
23          Act (42 U.S.C. 2297h–10a(c)(2)(A)(xi)) made by  
24          paragraph (1)(A) of this subsection shall take effect

1 on the date that is 90 days after the date of the en-  
2 actment of this Act.

Passed the House of Representatives December 11,  
2023.

Attest: KEVIN F. MCCUMBER,  
*Clerk.*