

119TH CONGRESS
2D SESSION

S. 5254

To modify the prohibition on financing of civil nuclear energy by the Export-Import Bank of the United States, and for other purposes.

IN THE SENATE OF THE UNITED STATES

AUGUST 5, 2026

Mr. RISCH (for himself and Mr. WARNER) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To modify the prohibition on financing of civil nuclear energy by the Export-Import Bank of the United States, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Civil Nuclear Export
5 Act of 2026”.

6 **SEC. 2. MODIFICATION OF PROHIBITION ON FINANCING OF**
7 **NUCLEAR FACILITIES.**

8 Section 2(b)(5) of the Export-Import Bank Act of
9 1945 (12 U.S.C. 635(b)(5)) is amended, in the first sen-

1 tence, by inserting “, except any such purchase that is
 2 otherwise permitted under an agreement made in accord-
 3 ance with section 123 of the Atomic Energy Act of 1954
 4 (42 U.S.C. 2153) or any other applicable law of the
 5 United States” after “reprocessing facility”.

6 **SEC. 3. EXPANSION OF PROGRAM ON CHINA AND TRANS-**
 7 **FORMATIONAL EXPORTS.**

8 Section 2(l)(1)(B) of the Export-Import Bank Act of
 9 1945 (12 U.S.C. 635(l)(1)(B)) is amended—

10 (1) by redesignating clause (xi) as clause (xii);

11 and

12 (2) by inserting after clause (x) the following:

13 “(xi) Civil nuclear energy tech-
 14 nologies, materials, services, and related
 15 infrastructure and goods.”.

16 **SEC. 4. MODIFICATION OF LENDING CAP.**

17 Section 6(a) of the Export-Import Bank Act of 1945
 18 (12 U.S.C. 635e(a)) is amended—

19 (1) in paragraph (1), by striking “applicable
 20 amount.” and inserting “applicable amount, unless
 21 the aggregate amount that is in excess of the appli-
 22 cable amount—

23 “(A) is attributed by the Bank to loans,
 24 guarantees, and insurance under the Program

1 on China and Transformational Exports pursu-
 2 ant to section 2(l); and

3 “(B) does not exceed \$50,000,000,000.”;
 4 (2) in paragraph (3)—

5 (A) in the header, by striking “2” and in-
 6 serting “4”; and

7 (B) by striking “2 percent” each place it
 8 appears and inserting “4 percent”; and
 9 (3) by adding at the end the following:

10 “(5) AUTHORITY TO ATTRIBUTE LOANS, GUAR-
 11 ANTEES, AND INSURANCE.—The Bank may attribute
 12 any loan, guarantee, or insurance issued under the
 13 Program on China and Transformational Exports
 14 pursuant to section 2(l) toward the aggregate
 15 amount that is in excess of the applicable amount
 16 described in paragraph (1) without regard to the
 17 date on which the Bank issued such loan, guarantee,
 18 or insurance.”.

19 **SEC. 5. MODIFICATION OF MONITORING OF DEFAULT**
 20 **RATES.**

21 Section 8(g) of the Export-Import Bank Act of 1945
 22 (12 U.S.C. 635g(g)) is amended by adding at the end the
 23 following:

24 “(7) EXCLUSION OF TRANSACTIONS RELATING
 25 TO THE PROGRAM ON CHINA AND TRANS-

1 FORMATIONAL EXPORTS.—For the purposes of this
2 subsection, if financing provided under the Program
3 on China and Transformational Exports pursuant to
4 section 2(1) results in the default rate calculated
5 under paragraph (1) equaling or exceeding 4 per-
6 cent, the Bank may exclude such financing, subject
7 to the approval of the Board of Directors.”.

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