

106TH CONGRESS
2D SESSION

H. R. 4266

To amend the North Korea Threat Reduction Act of 1999 to prohibit the assumption by the United States Government of liability for nuclear accidents that may occur at nuclear reactors provided to North Korea.

IN THE HOUSE OF REPRESENTATIVES

APRIL 13, 2000

Mr. GILMAN (for himself, Mr. MARKEY, Mr. BEREUTER, Mr. KUCINICH, Mr. COX, Mr. SPENCE, and Mr. KNOLLENBERG) introduced the following bill; which was referred to the Committee on International Relations

A BILL

To amend the North Korea Threat Reduction Act of 1999 to prohibit the assumption by the United States Government of liability for nuclear accidents that may occur at nuclear reactors provided to North Korea.

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 “Prohibition on United
5 States Government Liability for Nuclear Accidents in
6 North Korea Act of 2000”.

1 **SEC. 2. PROHIBITION ON ASSUMPTION BY UNITED STATES**
2 **GOVERNMENT OF LIABILITY FOR NUCLEAR**
3 **ACCIDENTS IN NORTH KOREA.**

4 The North Korea Threat Reduction Act of 1999
5 (subtitle B of title VIII of division A of H.R. 3427, as
6 enacted into law by section 1000(a)(7) of Public Law 106–
7 113, and as contained in appendix G to such Public Law)
8 is amended—

9 (1) by redesignating section 823 as section 824;

10 and

11 (2) by inserting after section 822 the following
12 new section:

13 **“SEC. 823. PROHIBITION ON ASSUMPTION BY UNITED**
14 **STATES GOVERNMENT OF LIABILITY FOR NU-**
15 **CLEAR ACCIDENTS IN NORTH KOREA.**

16 “(a) PROHIBITION.—In supporting the provision of
17 nuclear reactors to North Korea pursuant to the Agreed
18 Framework, neither the President nor any department,
19 agency, or instrumentality of the United States Govern-
20 ment may enter into any international agreement, con-
21 tract, or other arrangement, the purpose or effect of which
22 is to impose liability on the United States Government,
23 or otherwise require financial indemnity by the United
24 States Government, for nuclear accidents that may occur
25 at nuclear reactors provided to North Korea pursuant to
26 the Agreed Framework.

1 “(b) CONSTRUCTION.— Except as provided in sub-
2 section (c), the prohibition of subsection (a) shall apply
3 notwithstanding any other provision of law.

4 “(c) EXCEPTION.—Subsection (a) shall not apply to
5 any treaty subject to approval by the Senate pursuant to
6 article II, section 2, clause 2 of the Constitution of the
7 United States.”.

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