

108TH CONGRESS
1ST SESSION

H. R. 3429

To improve the funding mechanism for the Department of Energy Civilian
Radioactive Waste Management Program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 4, 2003

Mr. SHIMKUS (for himself and Mr. RUSH) introduced the following bill; which
was referred to the Committee on Energy and Commerce

A BILL

To improve the funding mechanism for the Department of
Energy Civilian Radioactive Waste Management Pro-
gram, 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 “Nuclear Waste Financ-
5 ing Act of 2003”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) The term “Secretary” means the Secretary
9 of Energy.

1 (2) The term “Act” means the Nuclear Waste
2 Policy Act of 1982 (42 U.S.C. 10101 et seq.).

3 (3) The term “Fund” means the Nuclear Waste
4 Fund established by section 302(c) of the Act (42
5 U.S.C. 10222(c)).

6 **SEC. 3. NUCLEAR WASTE FUND FINANCING AUTHORIZA-**
7 **TION.**

8 (a) BUDGETARY RESOURCES FROM OFFSETTING
9 COLLECTIONS.—Beginning in fiscal year 2005, and
10 through the end of fiscal year 2010, the receipts, proceeds,
11 and recoveries realized by the Secretary under subsections
12 (a) and (b) of section 302 of the Act shall be credited
13 to the Fund as offsetting collections.

14 (b) AUTHORIZATION OF APPROPRIATIONS.—There
15 are authorized to be appropriated to the Secretary from
16 the Fund, to remain available until expended, for nuclear
17 waste disposal activities under the Act—

18 (1) \$725,000,000 for fiscal year 2005; and

19 (2) an amount equal to the amount deposited in
20 the Fund pursuant to subsection (a) during the pre-
21 ceding fiscal year, as adjusted under subsection (c),
22 for each of the fiscal years 2006 through 2010.

23 (c) ADJUSTMENTS TO THE LEVELS OF BUDGETARY
24 RESOURCES FROM OFFSETTING COLLECTIONS.—In any
25 of the fiscal years 2006 through 2009, if the amount ap-

1 appropriated pursuant to subsection (b) is less than the
2 amount deposited in the Fund pursuant to subsection (a)
3 during the previous fiscal year, the amount of budgetary
4 resources from offsetting collections for the following fiscal
5 year shall be increased by the difference between the
6 amount appropriated and the amount so deposited.

7 (d) PRESERVATION OF THE CORPUS OF THE NU-
8 CLEAR WASTE FUND.—(1) Any amount of fees and inter-
9 est in excess of the amount specified in subsection (a) shall
10 be deposited in the Fund and added to the balances in
11 the Fund.

12 (2) To the extent that the level of budgetary re-
13 sources from offsetting collections is insufficient to imple-
14 ment activities under the Act for a fiscal year, there are
15 authorized to be appropriated such additional sums as
16 may be necessary from the balances in the Fund.

17 (3) All receipts, proceeds, recoveries, and interest
18 contained in the Fund, including receipts, proceeds, recov-
19 eries, and interest pursuant to section 302(b)(4) of the
20 Act, shall be included in the Secretary's annual review
21 under section 302(a)(4) of the Act.

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