

110TH CONGRESS
2D SESSION

H. R. 5632

To prohibit the importation of certain low-level radioactive waste into the
United States.

IN THE HOUSE OF REPRESENTATIVES

MARCH 13, 2008

Mr. GORDON of Tennessee (for himself, Mr. WHITFIELD of Kentucky, and Mr. MATHESON) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To prohibit the importation of certain low-level radioactive
waste into the United States.

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. PROHIBITION OF IMPORTATION.**

4 (a) AMENDMENT.—Chapter 8 of the Atomic Energy
5 Act of 1954 (42 U.S.C. 2111 et seq.) is amended by add-
6 ing at the end the following new section:

7 “SEC. 85. IMPORTATION OF LOW-LEVEL RADIO-
8 ACTIVE WASTE.

1 “a. Except as provided in subsection b. or c., the
2 Commission shall not issue a license authorizing the im-
3 portation into the United States of—

4 “(1) low-level radioactive waste (as defined in
5 section 2 of the Low-Level Radioactive Waste Policy
6 Act (42 U.S.C. 2021b)); or

7 “(2) specific radioactive waste streams exempt-
8 ed from regulation by the Commission under section
9 10 of the Low-Level Radioactive Waste Policy Act
10 (42 U.S.C. 2021j).

11 “b. Subsection a. shall not apply to—

12 “(1) low-level radioactive waste being returned
13 to a United States Government or military facility
14 which is authorized to possess the material; or

15 “(2) low-level radioactive waste resulting from
16 the use in a foreign country of nuclear material ob-
17 tained by the foreign user from an entity in the
18 United States that is being returned to the United
19 States for management and disposal.

20 “c. The President may waive the prohibition under
21 this section and authorize the grant of a specific license
22 to import materials prohibited under subsection a., under
23 the rules of the Commission, only after a finding that such
24 importation would meet an important national or inter-
25 national policy goal, such as the use of waste for research

1 purposes. Such a waiver must specify the policy goal to
2 be achieved, how it is to be achieved, and the amount of
3 material to be imported.

4 “d. A license not permitted under this section that
5 was issued before the date of enactment of this section
6 may continue in effect according to its terms, but may
7 not be extended or amended with respect to the amount
8 of material permitted to be imported.”.

9 (b) TABLE OF CONTENTS AMENDMENT.—The table
10 of contents for the Atomic Energy Act of 1954 is amended
11 by inserting at the end of the items relating to chapter
12 8 the following new item:

“Sec. 85. Importation of low-level radioactive waste.”.

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