

AMENDMENT TO _____
OFFERED BY MR. SHIMKUS OF ILLINOIS

At the appropriate place, insert the following section:

1 SEC. _____. There is hereby appropriated, out of
2 any money in the Treasury not otherwise appropriated,
3 for the fiscal year ending September 30, 2019—

4 (1) for “Department of Energy—Energy Pro-
5 grams—Nuclear Waste Disposal” for expenses nec-
6 essary for nuclear waste disposal activities to carry
7 out the purposes of the Nuclear Waste Policy Act of
8 1982 (Public Law 97-425) (in this section referred
9 to as the “NWPA”), including the acquisition of any
10 real property or facility construction, or expansion,
11 and interim storage activities, \$90,000,000, to re-
12 main available until expended, and to be derived
13 from the Nuclear Waste Fund: *Provided*, That of
14 the funds made available in this section for nuclear
15 waste disposal and defense nuclear waste disposal
16 activities, 1.62 percent shall be provided to the Of-
17 fice of the Attorney General of the State of Nevada
18 solely for expenditures, other than salaries and ex-
19 penses of State employees, to conduct scientific over-

1 sight responsibilities and participate in licensing ac-
2 tivities pursuant to the NWPA: *Provided further,*
3 That of the funds made available in this section for
4 nuclear waste disposal and defense nuclear waste
5 disposal activities, 2.91 percent shall be provided to
6 affected units of local government, as defined in the
7 NWPA, to conduct appropriate activities and partici-
8 pate in licensing activities under section 116(c) of
9 the NWPA: *Provided further,* That of the amounts
10 provided to affected units of local government, 7.5
11 percent shall be made available to affected units of
12 local government in California with the balance
13 made available to affected units of local government
14 in Nevada for distribution as determined by the Ne-
15 vada affected units of local government: *Provided*
16 *further,* That of the funds made available in this sec-
17 tion for nuclear waste disposal and defense nuclear
18 waste disposal activities, 0.16 percent shall be pro-
19 vided to the affected Indian tribes, as defined in the
20 NWPA, solely for expenditures, other than salaries
21 and expenses of tribal employees, to conduct appro-
22 priate activities and participate in licensing activities
23 under section 118(b) of the NWPA: *Provided fur-*
24 *ther,* That of the funds made available in this section
25 for nuclear waste disposal and defense nuclear waste

1 disposal activities, 3.0 percent shall be provided to
2 Nye County, Nevada, 0.05 percent shall be provided
3 to Clark County, Nevada, and 0.46 percent shall be
4 provided to the State of Nevada as payment equal
5 to taxes under section 116(c)(3) of the NWPA: *Pro-*
6 *vided further*, That within 90 days of the completion
7 of each Federal fiscal year, the Office of the Attor-
8 ney General of the State of Nevada, each affected
9 Indian tribe, and each of the affected units of local
10 government shall provide certification to the Depart-
11 ment of Energy that all funds expended from such
12 payments have been expended for activities author-
13 ized by the NWPA and this Act: *Provided further*,
14 That failure to provide such certification shall cause
15 such entity to be prohibited from any further fund-
16 ing provided for similar activities: *Provided further*,
17 That none of the funds appropriated under such
18 heading may be: (1) used for litigation expenses; or
19 (2) used to support multi-State efforts or other coa-
20 lition building activities intended, directly or indi-
21 rectly, to influence congressional action on any legis-
22 lation or appropriation matters pending before Con-
23 gress, other than to communicate to Members of
24 Congress as described in section 1913 of title 18,
25 United States Code: *Provided further*, That all pro-

1 ceeds and recoveries realized by the Secretary in car-
2 rying out activities authorized by the NWPA, includ-
3 ing any proceeds from the sale of assets, shall be
4 credited to this account, to remain available until ex-
5 pended, for carrying out the purposes of this ac-
6 count;

7 (2) for “Department of Energy—Atomic En-
8 ergy Defense Activities—Environmental and Other
9 Defense Activities—Defense Nuclear Waste Dis-
10 posal” for expenses necessary for nuclear waste dis-
11 posal activities to carry out the purposes of the
12 NWPA, including the acquisition of real property or
13 facility construction or expansion, and interim stor-
14 age activities, \$30,000,000, to remain available until
15 expended; and

16 (3) for an additional amount for “Nuclear Reg-
17 ulatory Commission—Salaries and Expenses”,
18 \$30,000,000, to remain available until expended,
19 and to be derived from the Nuclear Waste Fund.

