

# Calendar No. 153

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 865

[Report No. 109-99]

To amend the Atomic Energy Act of 1954 to reauthorize the Price-Anderson provisions.

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## IN THE SENATE OF THE UNITED STATES

APRIL 20, 2005

Mr. VOINOVICH (for himself, Mr. INHOFE, and Mr. CARPER) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

JULY 1, 2005

Reported by Mr. INHOFE, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

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## A BILL

To amend the Atomic Energy Act of 1954 to reauthorize the Price-Anderson provisions.

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 “Price-Anderson  
5 ~~Amendments Act of 2005~~”.

1 **SEC. 2. EXTENSION OF INDEMNIFICATION AUTHORITY.**

2 (a) INDEMNIFICATION OF NUCLEAR REGULATORY  
3 COMMISSION LICENSEES.—Section 170e. of the Atomic  
4 Energy Act of 1954 (42 U.S.C. 2210(e)) is amended—

5 (1) in the subsection heading, by striking “~~LI-~~  
6 ~~CENSES~~” and inserting “**LICENSEES**”;

7 (2) by striking “December 1, 2003” and insert-  
8 ing “December 1, 2025”; and

9 (3) by striking “December 31, 2003” each  
10 place it appears and inserting “December 31,  
11 2025”.

12 **SEC. 3. REPORTS.**

13 Section 170p. of the Atomic Energy Act of 1954 (42  
14 U.S.C. 2210(p)) is amended by striking “August 1, 1998”  
15 and inserting “August 1, 2025”.

16 **SEC. 4. EFFECTIVE DATE.**

17 The amendments made by this Act take effect on De-  
18 cember 1, 2003.

19 **SECTION 1. SHORT TITLE.**

20 *This Act may be cited as the “Price-Anderson Amend-*  
21 *ments Act of 2005”.*

22 **SEC. 2. TREATMENT OF MODULAR REACTORS.**

23 *Section 170 b. of the Atomic Energy Act of 1954 (42*  
24 *U.S.C. 2210(b)) is amended by adding at the end the fol-*  
25 *lowing:*

1           “(5)(A) For purposes of this section only, the  
 2           Commission shall consider a combination of facilities  
 3           described in subparagraph (B) to be a single facility  
 4           having a rated capacity of 100,000 electrical kilo-  
 5           watts or more.

6           “(B) A combination of facilities referred to in  
 7           subparagraph (A) is 2 or more facilities located at a  
 8           single site, each of which has a rated capacity of  
 9           100,000 electrical kilowatts or more but not more  
 10          than 300,000 electrical kilowatts, with a combined  
 11          rated capacity of not more than 1,300,000 electrical  
 12          kilowatts.”.

13 **SEC. 3. EXTENSION OF INDEMNIFICATION AUTHORITY.**

14          Section 170c. of the Atomic Energy Act of 1954 (42  
 15 U.S.C. 2210(c)) is amended—

16           (1) in the subsection heading, by striking “LI-  
 17           CENSES” and inserting “LICENSEES”; and

18           (2) by striking “December 31, 2003” each place  
 19           it appears and inserting “December 31, 2025”.

20 **SEC. 4. REPORTS.**

21          Section 170p. of the Atomic Energy Act of 1954 (42  
 22 U.S.C. 2210(p)) is amended by striking “August 1, 1998”  
 23          and inserting “August 1, 2023”.

1 **SEC. 5. MAXIMUM ASSESSMENT.**

2 *Section 170 of the Atomic Energy Act of 1954 (42*  
3 *U.S.C. 2210) is amended—*

4 *(1) in the second proviso of the third sentence of*  
5 *subsection b.(1)—*

6 *(A) by striking “\$63,000,000” and inserting*  
7 *“\$95,800,000”; and*

8 *(B) by striking “\$10,000,000 in any 1*  
9 *year” and inserting “\$15,000,000 in any 1 year*  
10 *(subject to adjustment for inflation under sub-*  
11 *section t.)”; and*

12 *(2) in subsection t.(1)—*

13 *(A) by inserting “total and annual” after*  
14 *“amount of the maximum”;*

15 *(B) by striking “the date of the enactment*  
16 *of the Price-Anderson Amendments Act of 1988”*  
17 *and inserting “August 1, 2004”; and*

18 *(C) in subparagraph (A), by striking “such*  
19 *date of enactment” and inserting “August 1,*  
20 *2004”.*

21 **SEC. 6. EFFECTIVE DATE.**

22 *The amendments made by this Act take effect on the*  
23 *date of enactment of this Act.*



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reauthorize the Price-Anderson provisions.

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JULY 1, 2005

Reported with an amendment