AMENDMENT TO

OFFERED BY MR. SHIMKUS OF ILLINOIS

At the appropriate place, insert the following section:

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

(1) for “Department of Energy—Energy Programs—Nuclear Waste Disposal” for expenses necessary for nuclear waste disposal activities to carry out the purposes of the Nuclear Waste Policy Act of 1982 (Public Law 97-425) (in this section referred to as the “NWPA”), including the acquisition of any real property or facility construction, or expansion, and interim storage activities, $90,000,000, to remain available until expended, and to be derived from the Nuclear Waste Fund: Provided, That of the funds made available in this section for nuclear waste disposal and defense nuclear waste disposal activities, 1.62 percent shall be provided to the Office of the Attorney General of the State of Nevada solely for expenditures, other than salaries and expenses of State employees, to conduct scientific over-
sight responsibilities and participate in licensing ac-
tivities pursuant to the NWPA: Provided further,
That of the funds made available in this section for
nuclear waste disposal and defense nuclear waste
disposal activities, 2.91 percent shall be provided to
affected units of local government, as defined in the
NWPA, to conduct appropriate activities and partici-
pate in licensing activities under section 116(c) of
the NWPA: Provided further, That of the amounts
provided to affected units of local government, 7.5
percent shall be made available to affected units of
local government in California with the balance
made available to affected units of local government
in Nevada for distribution as determined by the Ne-
vada affected units of local government: Provided
further, That of the funds made available in this sec-
tion for nuclear waste disposal and defense nuclear
waste disposal activities, 0.16 percent shall be pro-
vided to the affected Indian tribes, as defined in the
NWPA, solely for expenditures, other than salaries
and expenses of tribal employees, to conduct appro-
priate activities and participate in licensing activities
under section 118(b) of the NWPA: Provided fur-
ther, That of the funds made available in this section
for nuclear waste disposal and defense nuclear waste
disposal activities, 3.0 percent shall be provided to
Nye County, Nevada, 0.05 percent shall be provided
to Clark County, Nevada, and 0.46 percent shall be
provided to the State of Nevada as payment equal
to taxes under section 116(c)(3) of the NWPA: Pro-
vided further, That within 90 days of the completion
of each Federal fiscal year, the Office of the Attor-
ney General of the State of Nevada, each affected
Indian tribe, and each of the affected units of local
government shall provide certification to the Depart-
ment of Energy that all funds expended from such
payments have been expended for activities author-
ized by the NWPA and this Act: Provided further,
That failure to provide such certification shall cause
such entity to be prohibited from any further fund-
ing provided for similar activities: Provided further,
That none of the funds appropriated under such
heading may be: (1) used for litigation expenses; or
(2) used to support multi-State efforts or other coa-
lition building activities intended, directly or indi-
rectly, to influence congressional action on any legis-
lation or appropriation matters pending before Con-
gress, other than to communicate to Members of
Congress as described in section 1913 of title 18,
United States Code: Provided further, That all pro-
ceeds and recoveries realized by the Secretary in carrying out activities authorized by the NWPA, including any proceeds from the sale of assets, shall be credited to this account, to remain available until expended, for carrying out the purposes of this account;

(2) for “Department of Energy—Atomic Energy Defense Activities—Environmental and Other Defense Activities—Defense Nuclear Waste Disposal” for expenses necessary for nuclear waste disposal activities to carry out the purposes of the NWPA, including the acquisition of real property or facility construction or expansion, and interim storage activities, $30,000,000, to remain available until expended; and

(3) for an additional amount for “Nuclear Regulatory Commission—Salaries and Expenses”, $30,000,000, to remain available until expended, and to be derived from the Nuclear Waste Fund.