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(Original Signature of Member)

119TH CONGRESS
2D SESSION

H. R. _____

To increase transparency relating to the Department of Energy's
authorizations of certain nuclear facilities.

IN THE HOUSE OF REPRESENTATIVES

M. _____ introduced the following bill; which was referred to the
Committee on _____

A BILL

To increase transparency relating to the Department of
Energy's authorizations of certain nuclear facilities.

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 "Department of Energy
5 Nuclear Transparency Act".

1 **SEC. 2. PUBLIC ANNOUNCEMENT REQUIREMENTS FOR DE-**
2 **PARTMENT OF ENERGY ACTIONS RELATING**
3 **TO CERTAIN NUCLEAR FACILITIES.**

4 (a) ALTERATIONS TO DIRECTIVES AND SAFETY
5 STANDARDS.—

6 (1) PUBLIC ANNOUNCEMENT.—Not later than
7 24 hours after altering a directive or safety standard
8 relating to covered DOE nuclear facilities, the Sec-
9 retary of Energy shall post, on a publicly accessible
10 website of the Department of Energy, an announce-
11 ment regarding such alteration.

12 (2) INCLUSION.—Each announcement under
13 paragraph (1) shall include a summary of how the
14 relevant directive or safety standard was altered.

15 (b) DOCUMENTED SAFETY ANALYSIS.—

16 (1) PUBLIC ANNOUNCEMENT.—Not later than
17 24 hours after issuing any preliminary documented
18 safety analysis or documented safety analysis with
19 respect to a covered DOE nuclear facility, the Sec-
20 retary of Energy shall post, on a publicly accessible
21 website of the Department of Energy, an announce-
22 ment regarding the issuance of such preliminary
23 documented safety analysis or documented safety
24 analysis.

25 (2) INCLUSION.—

1 (A) ANALYSIS.—Subject to subparagraph
2 (B), each announcement under paragraph (1)
3 shall include the relevant preliminary docu-
4 mented safety analysis or documented safety
5 analysis.

6 (B) COMMERCIALLY SENSITIVE INFORMA-
7 TION.—The Secretary of Energy may modify a
8 preliminary documented safety analysis or docu-
9 mented safety analysis included in an an-
10 nouncement under paragraph (1) only to ensure
11 that such preliminary documented safety anal-
12 ysis or documented safety analysis does not in-
13 clude any commercially sensitive information.

14 (c) AUTHORIZATIONS.—Not later than 24 hours after
15 entering into an agreement to authorize a covered DOE
16 nuclear facility, the Secretary of Energy shall post, on a
17 publicly accessible website of the Department of Energy,
18 an announcement regarding such agreement, including in-
19 formation regarding any conditions applying to such
20 agreement.

21 (d) REPORT.—Not later than January 31 of each
22 year, the Secretary of Energy shall submit to the Com-
23 mittee on Energy and Commerce of the House of Rep-
24 resentatives and the Committee on Energy and Natural
25 Resources of the Senate a report detailing any activities

1 the Secretary of Energy took to authorize covered DOE
2 nuclear facilities during the previous calendar year.

3 (e) DEFINITIONS.—In this section:

4 (1) COVERED DOE NUCLEAR FACILITY.—The
5 term “covered DOE nuclear facility” means any of
6 the Hazard Category 1, 2, and 3 DOE nuclear fa-
7 cilities (as such term is defined in section 830.3(a)
8 of title 10, Code of Federal Regulations (as in effect
9 on the date of enactment of this section)) that the
10 Secretary of Energy holds authority over pursuant
11 to section 110 a. of the Atomic Energy Act of 1954
12 (42 U.S.C. 2140(a)).

13 (2) DOCUMENTED SAFETY ANALYSIS; PRELIMI-
14 NARY DOCUMENTED SAFETY ANALYSIS.—The terms
15 “documented safety analysis” and “preliminary doc-
16 umented safety analysis” have the meanings given
17 such terms, respectively, in section 830.3(a) of title
18 10, Code of Federal Regulations (as in effect on the
19 date of enactment of this section).