

118TH CONGRESS
1ST SESSION

H. R. 1042

To prohibit the importation into the United States of unirradiated low-enriched uranium that is produced in the Russian Federation, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 14, 2023

Mrs. RODGERS of Washington (for herself and Mr. LATTA) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To prohibit the importation into the United States of unirradiated low-enriched uranium that is produced in the Russian Federation, and for other purposes.

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 “Prohibiting Russian
5 Uranium Imports Act”.

6 **SEC. 2. AMENDMENTS TO THE USEC PRIVATIZATION ACT.**

7 (a) PROHIBITION ON IMPORTS.—Section 3112A of
8 the USEC Privatization Act (42 U.S.C. 2297h–10a) is
9 amended by adding at the end the following:

1 “(d) PROHIBITION ON IMPORTS OF LOW-ENRICHED
2 URANIUM.—

3 “(1) PROHIBITION.—Beginning on the date
4 that is 90 days after the date of enactment of this
5 subsection, and subject to paragraphs (2) and (3),
6 no unirradiated low-enriched uranium that is pro-
7 duced in the Russian Federation may be imported
8 into the United States.

9 “(2) WAIVER.—

10 “(A) IN GENERAL.—Subject to subpara-
11 graph (B), the Secretary of Energy, in con-
12 sultation with the Secretary of State and the
13 Secretary of Commerce, may waive application
14 of paragraph (1) to authorize the importation
15 of unirradiated low-enriched uranium that is
16 produced in the Russian Federation if the Sec-
17 retary of Energy determines that—

18 “(i) no alternative viable source of
19 low-enriched uranium is available to sus-
20 tain the continued operation of a nuclear
21 reactor or a United States nuclear energy
22 company; or

23 “(ii) importation of low-enriched ura-
24 nium that is produced in the Russian Fed-
25 eration is in the national interest.

1 “(B) LIMITATION ON AMOUNTS OF IM-
2 PORTS OF LOW-ENRICHED URANIUM.—

3 “(i) IN GENERAL.—The importation
4 into the United States of low-enriched ura-
5 nium, including low-enriched uranium ob-
6 tained under contracts for separative work
7 units, that is produced in the Russian Fed-
8 eration, whether or not such low-enriched
9 uranium is derived from highly enriched
10 uranium of weapons origin, may not ex-
11 ceed—

12 “(I) in calendar year 2023,
13 578,877 kilograms;

14 “(II) in calendar year 2024,
15 476,536 kilograms;

16 “(III) in calendar year 2025,
17 470,376 kilograms;

18 “(IV) in calendar year 2026,
19 464,183 kilograms; and

20 “(V) in calendar year 2027,
21 459,083 kilograms.

22 “(ii) TERMINATION.—Any waiver
23 issued under this subsection shall termi-
24 nate not later than January 1, 2028.

1 “(C) ADMINISTRATION.—The Secretary of
2 Commerce shall—

3 “(i) administer the import limitations
4 described in subparagraph (B) in accord-
5 ance with the provisions of the Suspension
6 Agreement, including the provisions de-
7 scribed in subsection (c)(2)(B)(i);

8 “(ii) be responsible for enforcing the
9 import limitations described in subpara-
10 graph (B); and

11 “(iii) enforce the import limitations
12 described in subparagraph (B) in a man-
13 ner that imposes a minimal burden on the
14 commercial nuclear industry.

15 “(D) NOTIFICATION TO CONGRESS.—Upon
16 issuing a waiver under subparagraph (A), the
17 Secretary of Energy shall submit to the Com-
18 mittee on Energy and Commerce of the House
19 of Representatives, the Committee on Ways and
20 Means of the House of Representatives, and the
21 Committee on Energy and Natural Resources of
22 the Senate a notification that a waiver has been
23 issued, which shall include identification of the
24 recipient of the waiver.

1 “(3) APPLICABILITY.—This subsection does not
2 apply to imports—

3 “(A) by or under contract to the Depart-
4 ment of Energy for national security or non-
5 proliferation purposes, as determined by the
6 Secretary of Energy in consultation with the
7 Secretary of State and the Secretary of Com-
8 merce; or

9 “(B) of non-uranium isotopes.

10 “(4) TERMINATION.—The provisions of this
11 subsection shall terminate on December 31, 2040.”.

12 (b) CONFORMING AMENDMENTS.—

13 (1) IN GENERAL.—Section 3112A(c) of the
14 USEC Privatization Act (42 U.S.C. 2297h–10a(e))
15 is amended—

16 (A) in paragraph (2)(A)—

17 (i) in clause (viii), by inserting “and”
18 after the semicolon at the end;

19 (ii) in clause (ix), by striking the
20 semicolon and inserting a period; and

21 (iii) by striking clauses (x) through
22 (xxvii);

23 (B) by striking paragraph (5);

1 (C) in paragraph (6), by striking “In addi-
2 tion to the adjustment under paragraph (5)(A),
3 the” and inserting “The”; and

4 (D) in paragraph (9), by striking “Decem-
5 ber 31, 2040” and inserting “the date described
6 in subsection (d)(1)”.

7 (2) EFFECTIVE DATE.—The amendment to sec-
8 tion 3112A(c)(2)(A)(x) of the USEC Privatization
9 Act (42 U.S.C. 2297h–10a(c)(2)(A)(x)) made by
10 paragraph (1)(A) of this subsection shall take effect
11 on the date that is 90 days after the date of enact-
12 ment of this Act.

13 **SEC. 3. AMOUNTS AVAILABLE FOR THE AMERICAN AS-**
14 **SURED FUEL SUPPLY.**

15 Of the amounts made available to carry out the civil
16 nuclear credit program established under section 40323(b)
17 of the Infrastructure Investment and Jobs Act (42 U.S.C.
18 18753(b)), not more than \$1,500,000,000 may also be
19 made available for purposes of the American Assured Fuel
20 Supply of the Department of Energy.

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