

**AMENDMENT IN THE NATURE OF A SUBSTITUTE**  
**TO H.R. 9613**  
**OFFERED BY M .** \_\_\_\_\_

Strike all after the enacting clause and insert the following:

1    **SECTION 1. SHORT TITLE.**

2        This Act may be cited as the “Nuclear Advisory Com-  
3        mittee Reform Act”.

#### 4 SEC. 2. ADVISORY COMMITTEE ON REACTOR SAFEGUARDS.

(a) IN GENERAL.—Section 29 of the Atomic Energy Act of 1954 (42 U.S.C. 2039) is amended—

(1) by striking “There is” and inserting the following:

9           “(a) ESTABLISHMENT.—There is”;

10 (2) by inserting “(referred to in this section as  
11 the ‘Committee’).” after “Reactor Safeguards”;

(3) by striking “consisting of” and all that fol-  
lows; and

14 (4) by adding at the end the following:

15       “(b) MEMBERSHIP.—The Committee shall consist of  
16   a maximum of 15 members, to be appointed by the Com-  
17   mission, who shall represent a diverse background of tech-  
18   nical expertise relevant to the mission of the Commission.

1 “(c) TERMS.—

2 “(1) IN GENERAL.—Except as provided in para-  
3 graph (2), the Commission may appoint a member  
4 of the Committee for not more than 2 terms of 4  
5 years each.

6 “(2) EXCEPTION.—The Commission may ap-  
7 point a member of the Committee for more than 2  
8 terms if the Commission determines that there is a  
9 compelling need for the member’s continued service.

10 “(3) APPLICABILITY.—This subsection shall  
11 apply with respect to members appointed after the  
12 date of enactment of the Nuclear Advisory Com-  
13 mittee Reform Act.

14 “(d) COMMITTEE ACTIONS.—The Committee shall—

15 “(1) review safety studies and facility license  
16 applications referred to it and make reports thereon;

17 “(2) advise the Commission with regard to—

18 “(A) the hazards of proposed or existing  
19 reactor facilities; and

20 “(B) the adequacy of proposed reactor  
21 safety standards; and

22 “(3) perform such other duties as the Commis-  
23 sion may request.

24 “(e) FOCUS OF COMMITTEE.—In taking an action  
25 pursuant to paragraph (1), (2), or (3) of subsection (d),

1 the Committee shall, to the extent practicable, focus on  
2 issues that—

3 “(1) directly relate to facility design;

4 “(2) are safety significant;

5 “(3) are unique, novel, or noteworthy; and

6 “(4) have not been previously acted on by the  
7 Committee.

8 “(f) POLICIES FOR EFFICIENT AND TIMELY AC-  
9 TION.—The Commission shall maintain and, if necessary,  
10 modify policies to ensure efficient and timely action by the  
11 Committee, including efficient and timely coordination be-  
12 tween the Committee and staff of the Commission.

13 “(g) CHAIRPERSON.—The Commission shall des-  
14 ignate 1 member of the Committee as the Chairperson of  
15 the Committee.

16 “(h) PER DIEM.—The members of the Committee  
17 shall receive—

18 “(1) a per diem compensation for each day  
19 spent in meetings, conferences, or other work of the  
20 Committee; and

21 “(2) compensation for necessary traveling or  
22 other expenses while engaged in the work of the  
23 Committee.

24 “(i) APPLICABILITY.—Section 163 shall apply to the  
25 Committee.”.

1 (b) LICENSE APPLICATION REVIEW.—Section 182 b.  
2 of the Atomic Energy Act of 1954 (42 U.S.C. 2232(b))  
3 is amended—

4 (1) by striking “The Advisory Committee on  
5 Reactor Safeguards” and inserting “(1) Except as  
6 provided in paragraph (2), the Advisory Committee  
7 on Reactor Safeguards”; and

8 (2) by adding at the end the following:

9 “(2) The Advisory Committee on Reactor Safeguards  
10 may decline to review an application referenced in para-  
11 graph (1) if it determines that such application does not—

12 “(A) contain issues that are unique, novel, or  
13 noteworthy; or

14 “(B) raise issues that warrant review by the  
15 Advisory Committee on Reactor Safeguards.”.

16 (c) CONFORMING AMENDMENTS.—

17 (1) ADVISORY COMMITTEES.—Section 163 of  
18 the Atomic Energy Act of 1954 (42 U.S.C. 2203) is  
19 amended—

20 (A) by striking “members of the General  
21 Advisory committee established pursuant to sec-  
22 tion 26 and the”; and

23 (B) by striking “sections 281, 283, or  
24 284” and inserting “sections 203, 205, or  
25 207”.

1           (2) TEMPORARY OPERATING LICENSE.—Section  
2       192 a. of the Atomic Energy Act of 1954 (42 U.S.C.  
3       2242(a)) is amended—

4           (A) by striking “Safeguards required by  
5       section 182 b.,” and inserting “Safeguards sub-  
6       mitted under section 182 b. (if applicable);”;  
7       and

8           (B) by striking “and the Nuclear Regu-  
9       latory Commission staff’s first supplement to  
10      the report prepared in response to the report of  
11      the Advisory Committee on Reactor Safeguards  
12      for the facility” and inserting “, and the Nu-  
13      clear Regulatory Commission staff’s first sup-  
14      plement to the report prepared in response to  
15      the report of the Advisory Committee on Reac-  
16      tor Safeguards for the facility (if applicable)”.

