



UNITED STATES NUCLEAR INDUSTRY COUNCIL

July 17, 2018

By Email

The Honorable Bill Johnson
Committee on Energy and Commerce
U.S. House of Representatives
Washington DC 20515

Dear Congressman Johnson:

The U.S. Nuclear Industry Council -- the leading business consortium advocate for nuclear energy and the American supply chain globally -- is strongly supportive of your legislation "Advancing U.S. Civil Nuclear Competitiveness and Jobs Act" (H.R. 6351).

The U.S. export control system for commercial nuclear energy goods and services under 10 CFR Part 810 is pivotal to American civil nuclear trade, exports and jobs globally as well as nonproliferation objectives. We welcome and applaud ongoing efforts to modernize and reform this 40-year-old process, such as the in-progress electronic "e810," given that the U.S. export control system continues to be unnecessarily inefficient, protracted, anachronistic and disadvantageous to the U.S. nuclear energy supply chain in the \$2 trillion plus global market.

H.R. 6351 in our opinion includes key measures to address evolutionary issues relating to the regulation of civil nuclear commerce under Part 810 including:

- **Allowing the Secretary to delegate export authorizations**, with the exception of uranium and reprocessing technologies -- and to establish procedures for authorization of "low-proliferation risk reactor activities" exclusive of transfer of technology to China or Russia or other country inimical to the interest of the U.S. These procedures will be developed with the concurrence of the U.S. Department of State, and in consultation with the Departments of Defense, Commerce and the NRC.
- **Requiring the Secretary of Energy in consultation with key agencies to identify regulatory, policy, legal and commercial practices impacting commerce**, including comparing them to foreign governments, and making recommendation to improve the process.

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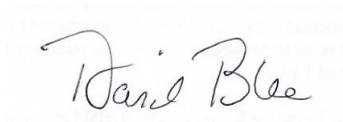
- **Requiring a needed study of the Secretary’s development of a “retrospective risk formula” under the requirements of the Convention of Supplementary Compensation for Nuclear Damage** as required by the Energy Independence and Security Act of 2007, a scheme that could have an additional deleterious impact on the competitiveness of the U.S. nuclear energy industry internationally.

In our view, these common sense actions collectively have the potential to markedly enhance the competitiveness of the U.S. supply chain globally in tandem with nonproliferation objectives and with commensurate return in terms of jobs, exports, clean energy leadership and national security.

Your leadership and tireless efforts to advance these practical nuclear energy competitiveness initiatives are much appreciated. It is our hope that the House Committee on Energy and Commerce will take favorable action to move this legislation to the full House for passage.

Please note that while the above views reflects the consensus of the Council, it does not necessarily reflect the specific views of individual members.

Sincerely,

A handwritten signature in black ink that reads "David Blee". The signature is written in a cursive style with a large, prominent "D" and "B".

David Blee
President & CEO