

AN ACT relating to nuclear power.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

➔Section 1. KRS 278.605 is amended to read as follows:

- (1) No construction shall commence on a nuclear power facility in the Commonwealth until the Public Service Commission finds that the United States government, through its authorized agency, has identified and approved a demonstrable technology or means for the disposal of high-level nuclear waste.
- (2) The provisions of this section shall not be construed as applying to or precluding the following nuclear-based technologies, provided that electricity is not the primary output of the processes:
 - (a) Enrichment of depleted uranium hexafluoride tails;
 - (b) Processing of metals contaminated with radioactive materials;
 - (c) Recycling or reprocessing of spent nuclear fuels; and
 - (d) Nuclear-assisted coal or gas conversion processes.
- (3) *The provisions of this section shall not apply to the construction of a nuclear power facility on or within fifty (50) miles of a site previously used for the manufacture of nuclear products.***