

117TH CONGRESS
2D SESSION

H. R. 7403

To require the Secretary of Energy to carry out a program to operate a uranium reserve consisting of uranium produced and converted in the United States and a program to ensure the availability of uranium produced, converted, and enriched in the United States, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 5, 2022

Mr. LATTA (for himself, Mrs. LESKO, Ms. CHENEY, Mr. CARTER of Georgia, Mr. WALBERG, and Mr. DONALDS) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To require the Secretary of Energy to carry out a program to operate a uranium reserve consisting of uranium produced and converted in the United States and a program to ensure the availability of uranium produced, converted, and enriched in the United States, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “National Opportunity
3 to Restore Uranium Supply Services In America Act of
4 2022” or the “NO RUSSIA Act of 2022”.

5 **SEC. 2. DEFINITIONS.**

6 In this Act:

7 (1) DEPARTMENT.—The term “Department”
8 means the Department of Energy.

9 (2) SECRETARY.—The term “Secretary” means
10 the Secretary of Energy, acting through the Assist-
11 ant Secretary for Nuclear Energy.

12 (3) URANIUM RESERVE.—The term “Uranium
13 Reserve” means the national strategic uranium re-
14 serve operated pursuant to the program described in
15 section 3(a).

16 **SEC. 3. NATIONAL STRATEGIC URANIUM RESERVE.**

17 (a) PROGRAM.—On enactment of this Act, the Sec-
18 retary shall immediately begin executing, with the
19 amounts reallocated under subsection (f), a program to
20 operate a national strategic uranium reserve to ensure the
21 availability of uranium produced and converted in the
22 United States in accordance with this section.

23 (b) PURPOSES.—The purposes of the Uranium Re-
24 serve are—

1 (1) to ensure the availability of domestically
2 produced and converted uranium in the event of a
3 supply disruption;

4 (2) to address domestic nuclear fuel supply
5 chain gaps and deficiencies in uranium production
6 and conversion; and

7 (3) to support strategic nuclear fuel supply
8 chain capabilities in the United States.

9 (c) ACTIVITIES.—In operating the Uranium Reserve,
10 the Secretary shall—

11 (1) operate the Uranium Reserve in a manner
12 consistent with the recommendations in the docu-
13 ment entitled “Restoring America’s Competitive Nu-
14 clear Energy Advantage: A Strategy to Assure U.S.
15 National Security”, released by the United States
16 Nuclear Fuel Working Group in 2020;

17 (2) acquire uranium produced and converted in
18 the United States that is sufficient to sustain the
19 continued operation of nuclear reactors in the
20 United States in the event of a supply disruption;

21 (3) make uranium available as needed, in a
22 manner consistent with the cost recovery require-
23 ments described in subsection (d); and

1 (4) replenish, in a manner consistent with the
2 requirements of this section, uranium made available
3 by the Department.

4 (d) COST RECOVERY.—

5 (1) IN GENERAL.—In carrying out activities
6 under this section, the Secretary shall ensure that
7 any uranium acquired, provided, or made available
8 through the Uranium Reserve is subject to cost re-
9 covery based on the fair market value of the subject
10 uranium.

11 (2) AVAILABILITY OF CERTAIN FUNDS.—Not-
12 withstanding section 3302 of title 31, United States
13 Code, revenues received from the sale or transfer of
14 uranium and other activities related to making ura-
15 nium available pursuant to this section—

16 (A) shall be available to the Department
17 for carrying out the purposes of this section, to
18 reduce the need for further appropriations for
19 those purposes; and

20 (B) shall remain available until expended.

21 (e) EXCLUSION.—The Secretary shall exclude from
22 the Uranium Reserve uranium from an entity that—

23 (1) is owned or controlled by the Government of
24 the Russian Federation or the Government of the
25 People's Republic of China; or

1 (2) is organized under the laws of, or otherwise
2 subject to the jurisdiction of, the Russian Federation
3 or the People's Republic of China.

4 (f) FUNDING REALLOCATION.—

5 (1) IN GENERAL.—Notwithstanding any other
6 provision of law, the amounts described in para-
7 graph (2) shall be reallocated to the Office of Nu-
8 clear Energy of the Department for the purpose of
9 executing the program described in subsection (a)
10 by—

11 (A) continuing the activities initiated by
12 the Department, including the National Nuclear
13 Security Administration, using the amounts de-
14 scribed in the proviso referred to in that para-
15 graph;

16 (B) carrying out other activities consistent
17 with the purposes for which the amounts de-
18 scribed in that proviso were originally made
19 available; and

20 (C) carrying out activities in accordance
21 with this section.

22 (2) AMOUNTS DESCRIBED.—The amounts re-
23 ferred to in paragraph (1) are the amounts that re-
24 main available as of the date of enactment of this
25 Act from the \$75,000,000 that shall be used for the

1 Uranium Reserve Program described in the first
2 proviso under the heading “WEAPONS ACTIVITIES”
3 under the heading “NATIONAL NUCLEAR SE-
4 CURITY ADMINISTRATION” under the heading
5 “ATOMIC ENERGY DEFENSE ACTIVITIES” in
6 title III of division D of the Consolidated Appropria-
7 tions Act, 2021 (Public Law 116–260; 134 Stat.
8 1369), that were made available to the Department
9 by that Act.

10 (3) CLARIFICATION.—Paragraph (1) does not
11 affect any amounts made available to the Depart-
12 ment, including the National Nuclear Security Ad-
13 ministration, that are not described in the proviso
14 referred to in paragraph (2).

15 **SEC. 4. DOMESTIC URANIUM AVAILABILITY.**

16 (a) ESTABLISHMENT.—Not later than 60 days after
17 the date of enactment of this Act, the Secretary shall es-
18 tablish a program (referred to in this section as the “pro-
19 gram”) to ensure the availability of uranium produced,
20 converted, and enriched in the United States.

21 (b) PURPOSES.—The purposes of the program shall
22 be—

23 (1) to eliminate reliance on Russian uranium;

24 (2) to address domestic nuclear fuel supply
25 chain gaps and deficiencies; and

1 (3) to ensure the availability of domestically
2 produced, converted, and enriched uranium to sup-
3 port the continued operation of nuclear reactors in
4 the United States.

5 (c) CONSIDERATIONS.—In carrying out the program,
6 the Secretary shall consider, and, as appropriate, execute
7 options—

8 (1) to establish, through a competitive process,
9 new and, as appropriate, diverse domestic uranium
10 mining, conversion, and enrichment capacity that is
11 needed to replace uranium imported from Russia;

12 (2) to activate and expand the American As-
13 sured Fuel Supply to meet domestic and inter-
14 national nuclear fuel supply needs;

15 (3) to restock the American Assured Fuel Sup-
16 ply, including by utilizing, or merging with, the Ura-
17 nium Reserve;

18 (4) that do not disrupt or replace market mech-
19 anisms; and

20 (5) that ensure the use of domestic uranium
21 utilized as a result of the program does not nega-
22 tively impact the economic operation of nuclear reac-
23 tors in the United States.

24 (d) EXCLUSION.—The Secretary shall exclude from
25 the program uranium from an entity that—

1 (1) is owned or controlled by the Government of
2 the Russian Federation or the Government of the
3 People's Republic of China; or

4 (2) is organized under the laws of, or otherwise
5 subject to the jurisdiction of, the Russian Federation
6 or the People's Republic of China.

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