

By: Lalani

H.B. No. 4692

A BILL TO BE ENTITLED

AN ACT

relating to the storage or disposal of high-level radioactive waste.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 401.0525(c), Health and Safety Code, is amended to read as follows:

(c) With the exception of a permit for a facility located at the site of operational ~~[currently]~~ or formerly operational ~~[operating]~~ nuclear power reactors and operational ~~[currently]~~ or formerly operational ~~[operating]~~ nuclear research and test reactors operated by a university, the commission may not under the authority given to the agency under Section 301, 304, or 401 of the Clean Water Act (33 U.S.C. Sections 1311, 1314, and 1341) issue a general construction permit or approve a Stormwater Pollution Prevention Plan under Section 26.040, Water Code, or issue a permit under the Texas Pollutant Discharge Elimination System Program under Section 26.027, 26.028, or 26.121, Water Code, for the construction or operation of a facility that is licensed for the storage of high-level radioactive waste by the United States Nuclear Regulatory Commission under 10 C.F.R. Part 72. Section 401.005 does not apply to this subsection.

SECTION 2. Section 401.072, Health and Safety Code, is amended to read as follows:

Sec. 401.072. DISPOSAL OR STORAGE OF HIGH-LEVEL RADIOACTIVE

1 WASTE. With the exception of storage at the site of operational
2 [~~currently~~] or formerly operational [~~operating~~] nuclear power
3 reactors and operational [~~currently~~] or formerly operational
4 [~~operating~~] nuclear research and test reactors operated by a
5 university, a person, including the compact waste disposal facility
6 license holder, may not dispose of or store high-level radioactive
7 waste in this state.

8 SECTION 3. This Act takes effect immediately if it receives
9 a vote of two-thirds of all the members elected to each house, as
10 provided by Section 39, Article III, Texas Constitution. If this
11 Act does not receive the vote necessary for immediate effect, this
12 Act takes effect September 1, 2025.