

**Comparison of 2003 Price-Anderson Act Reauthorization Bills
4/18/03**

| Provision | Current Law | H.R. 6 (Energy Bill, §§14001 <i>et seq.</i>) (Passed House 4/11/03) | S. 156 (P-A Bill) (Reported by Senate EPW Comm. 4/9/03) | S. ___ (Energy Bill, §§401 <i>et seq.</i>) (Agreed to by Senate Energy Comm. 4/10/03) |
|---|--|--|---|---|
| Reauthorization Date | | | | |
| DOE contractors | 12/31/04 (Defense Auth. Act, Pub. Law No. 107-314) | 8/1/17 | N/A | Indefinite |
| NRC licensees | 12/31/03 (Omnibus Approp. Act, Pub. Law No. 108-7) | 8/1/17 | 8/1/12 | Indefinite |
| Nonprofit Educ. Insts. | 8/1/02 (1988 PAA Act) | 8/1/17 | N/A | Indefinite |
| DOE Coverage Amount | \$9.55B (tied to highest NRC power reactor amount) | \$10B (with inflation indexing each 5 years after 7/1/02) | N/A | \$10B (with inflation indexing each 5 years after 7/1/03) |
| Coverage Amt. Outside US | \$100M | \$500M | N/A | Same as H.R.6 |
| NRC Coverage Amount | | | | |
| 1 st Tier/Insurance | Maximum available (\$300M since 1/1/03) | Same | N/A | Same |
| Secondary Financial Protection (SFP) | \$88.1M per reactor; next 5-year inflation adjustment on 8/20/03 | \$94M (with inflation indexing each 5 years after 7/1/02) | N/A | \$94M (with inflation indexing each 5 years after 7/1/03) |
| Total | \$9.55B (\$88.1M x 105 reactors + \$300M) | \$10.17B+ (\$94M+ x 105 reactors + \$300) | N/A | Same as H.R.6 (except inflation indexing date) |
| DOE Contractor Subrogation | No provision | Atty. Gen. can recover for “intentional misconduct” | N/A | N/A |
| DOE Civil Penalties for Nonprofits | Automatic remission of penalties for named DOE contractors | Remission repealed; penalty up to discretionary fee under contract; “nonprofit” defined by DOE rule or IRS | N/A | Remission repealed; penalty up to 1-year fee; “not-for-profit” defined by bill (no inurement) |
| SFP Annual Payout Per Reactor | \$10M | \$15M (with inflation indexing each 5 years after 7/1/02) | N/A | \$15M (with inflation indexing each 5 years after 7/1/03) |
| SFP Amount for Modular Reactors | Any reactor 100MW or more = 1 unit for SFP | Combination of reactors at single site between 100MW & 300MW which do not exceed 1300MW = 1 unit for SFP | N/A | Same as H.R.6 |

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|---|--|--|--|---|
| DOE & NRC Reports to Congress Due | Reports submitted in 1998 (NRC) & 1999 (DOE) | 8/1/13 | 8/1/08 | Same as H.R.6 |
| Effective Date | Dates of enactment (DOE-12/2/02 & NRC-2/20/03) | Mostly date of enactment | 8/1/02 | Mostly date of enactment |
| Prohibition on Assumption by US Gov't of Liability for Certain Foreign Accidents | No provision | Cox-Markey Amendment (§14010) | N/A | N/A |