

112TH CONGRESS
1ST SESSION

S. 1394

To allow a Commissioner of the Nuclear Regulatory Commission to continue to serve on the Commission if a successor is not appointed and confirmed in a timely manner.

IN THE SENATE OF THE UNITED STATES

JULY 20 (legislative day, JULY 19), 2011

Mr. WEBB (for himself and Mr. ALEXANDER) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To allow a Commissioner of the Nuclear Regulatory Commission to continue to serve on the Commission if a successor is not appointed and confirmed in a timely manner.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. COMMISSIONER TERMS.**

4 Section 201(c) of the Energy Reorganization Act of
5 1974 (42 U.S.C. 5841(c)) is amended—

6 (1) by striking “(c) Each member” and insert-
7 ing the following:

8 “(c) TERM.—

1 “(1) IN GENERAL.—Subject to paragraph (3),
2 each member”;

3 (2) in the second sentence, by striking “For the
4 purpose” and inserting the following:

5 “(2) EXPIRATION OF TERM.—For the purpose”;

6 (3) in paragraph (1) (as designated by para-
7 graph (1)), by striking “appointment; and except
8 that” and all that follows through the end of the
9 paragraph and inserting “appointment.”; and

10 (4) by adding at the end the following:

11 “(3) EXCEPTIONS.—

12 “(A) IN GENERAL.—Any member who is
13 appointed to fill a vacancy that occurs prior to
14 the expiration of the term of the predecessor of
15 that member shall be appointed for the remain-
16 der of the term of the predecessor.

17 “(B) APPLICABILITY OF TERM LIMITA-
18 TION.—Notwithstanding the term limitation
19 under paragraph (1), any member who has not
20 been removed by the President under subsection
21 (e) may continue to serve on the Commission
22 until the earlier of—

23 “(i) the date on which the successor
24 of the member has been appointed and
25 confirmed; or

1 “(ii) the date on which the first new
2 Congress begins after the term of the
3 member has expired.”.

○