

117TH CONGRESS
2D SESSION

S. 4765

To address recommendations made to Congress by the Government Accountability Office and detailed in the annual duplication report, and for other purposes.

IN THE SENATE OF THE UNITED STATES

AUGUST 3, 2022

Ms. HASSAN (for herself and Mr. PAUL) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To address recommendations made to Congress by the Government Accountability Office and detailed in the annual duplication report, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Acting on the Annual
5 Duplication Report Act of 2022”.

6 **SEC. 2. FINDINGS; SENSE OF CONGRESS.**

7 (a) FINDINGS.—Congress finds that—

8 (1) the annual reports prepared by the Comp-
9 troller General of the United States under section 21

1 of the Joint Resolution entitled “Joint Resolution
2 increasing the statutory limit on the public debt”,
3 approved February 12, 2010 (31 U.S.C. 712 note;
4 Public Law 111–139), have produced approximately
5 \$531,000,000,000 in financial benefits for the Fed-
6 eral Government;

7 (2) the 2022 report entitled “Additional Oppor-
8 tunities to Reduce Fragmentation, Overlap, and Du-
9 plication and Achieve Billions of Dollars in Financial
10 Benefits” and numbered GAO–22–105301 identified
11 94 new actions that Congress or the executive
12 branch can take—

13 (A) to improve efficiency and effectiveness
14 across the Federal Government; and

15 (B) to save potentially tens of billions of
16 dollars;

17 (3) the financial benefits described in para-
18 graph (2) cannot be realized without full implemen-
19 tation of the actions and recommendations set forth
20 by the Comptroller General of the United States in
21 the report described in that paragraph; and

22 (4) of the 94 new actions described in that re-
23 port, several require legislation to be fully imple-
24 mented, including recommendations—

1 (A) to improve coordination among 200
2 Federal efforts to address diet-related chronic
3 illnesses;

4 (B) to encourage the use of lower-risk al-
5 ternatives to radiation technology; and

6 (C) to clarify statutory authorities for low-
7 level nuclear waste disposal to make that dis-
8 posal more cost-effective.

9 (b) SENSE OF CONGRESS.—It is the sense of Con-
10 gress that—

11 (1) it is the responsibility of Congress and the
12 executive branch to take action to implement rec-
13 ommendations made in the annual reports described
14 in subsection (a)(1) on reducing duplication in Fed-
15 eral programs to be good stewards of taxpayer dol-
16 lars;

17 (2) legislation and adequate resources are need-
18 ed to ensure that all potential financial benefits are
19 realized from the implementation of those rec-
20 ommendations; and

21 (3) while some recommendations for congres-
22 sional action from previous reports have been re-
23 solved, Congress must continue to pursue the rec-
24 ommendations that have gone unaddressed in addi-
25 tion to the new recommendations for action pre-

1 sented in the 2022 report described in subsection
2 (a)(2).

3 **SEC. 3. INCREASING COORDINATION AMONG FEDERAL EF-**
4 **FORTS DESIGNED TO ADDRESS DIET-RE-**
5 **LATED CHRONIC HEALTH CONDITIONS TO**
6 **ACHIEVE COST-SAVINGS AND IMPROVE**
7 **HEALTH OUTCOMES.**

8 (a) STRATEGY.—The Secretary of Health and
9 Human Services, in coordination with the Secretary of Ag-
10 riculture, shall develop and implement a strategy to co-
11 ordinate Federal, diet-related efforts that aim to reduce
12 the risk of chronic health conditions among the people of
13 the United States. The strategy shall—

14 (1) identify an entity within the Department of
15 Health and Human Services to lead the effort to im-
16 plement the strategy;

17 (2) address diet-related chronic health condi-
18 tions that include—

19 (A) obesity;

20 (B) cardiovascular disease and related risk;

21 (C) diabetes;

22 (D) cancer; and

23 (E) conditions related to bone and muscle
24 health;

1 (3) include a plan to coordinate the 200 Fed-
2 eral efforts identified in the report of the Govern-
3 ment Accountability Office entitled “Chronic Health
4 Conditions: Federal Strategy Needed to Coordinate
5 Diet-Related Efforts”, numbered GAO–21–593, and
6 dated August 17, 2021, including efforts related to
7 research, education and clinical services, food assist-
8 ance and access, and regulatory action;

9 (4) describe the role of relevant agency heads in
10 ensuring that their agencies assist with coordinating
11 the 200 Federal efforts identified in the report de-
12 scribed in paragraph (3);

13 (5) identify potential gaps and overlap in and
14 among existing efforts;

15 (6) define desired outcomes and establish per-
16 formance measures to monitor progress toward
17 achieving those outcomes; and

18 (7) identify priorities for resource allocation.

19 (b) REPORT.—Not later than 1 year after the date
20 of enactment of this Act and annually thereafter, the Sec-
21 retary of Health and Human Services, in coordination
22 with the Secretary of Agriculture, shall submit a report
23 on the implementation of the strategy described in sub-
24 section (a), including progress toward achieving outcomes,
25 to—

1 (1) the Committee on Health, Education,
2 Labor, and Pensions of the Senate;

3 (2) the Committee on Agriculture, Nutrition,
4 and Forestry of the Senate;

5 (3) the Committee on Homeland Security and
6 Governmental Affairs of the Senate;

7 (4) the Committee on Energy and Commerce of
8 the House of Representatives;

9 (5) the Committee on Ways and Means of the
10 House of Representatives; and

11 (6) the Committee on Oversight and Reform of
12 the House of Representatives.

13 **SEC. 4. REDUCING AMERICAN RELIANCE ON RADIATION**
14 **TECHNOLOGY IN FAVOR OF LOWER-RISK AL-**
15 **TERNATIVES.**

16 (a) BYPRODUCT MATERIAL.—Section 81 of the
17 Atomic Energy Act of 1954 (42 U.S.C. 2111) is amended
18 by adding at the end the following:

19 “d. CONSIDERATION OF ALTERNATIVE TECH-
20 NOLOGIES.—

21 “(1) DEFINITIONS.—In this subsection:

22 “(A) RADIATION SOURCE.—The term ‘ra-
23 diation source’ has the meaning given the term
24 in section 170H a.

1 “(B) RADIONUCLIDE OF CONCERN.—The
2 term ‘radionuclide of concern’ means a radio-
3 nuclide that, in the determination of the Com-
4 mission, is sufficiently attractive for use in a
5 radiological dispersal device or for any other
6 malicious purpose such that an alternative to
7 the use of that radionuclide by a licensee under
8 this section should be considered.

9 “(2) ALTERNATIVES TO RADIONUCLIDES OF
10 CONCERN.—In issuing licenses under this section,
11 the Commission shall consider alternatives to devices
12 or processes that employ radionuclides of concern as
13 a radiation source.

14 “(3) REGULATIONS.—

15 “(A) IN GENERAL.—Not later than 1 year
16 after the date of enactment of this subsection,
17 the Commission shall publish a notice of pro-
18 posed rulemaking describing how the Commis-
19 sion will incorporate into the licensing process
20 of the Commission under this section consider-
21 ation of alternatives to devices or processes that
22 employ radionuclides of concern as a radiation
23 source.

1 “(B) REQUIREMENTS.—In carrying out
 2 subparagraph (A), the Commission shall con-
 3 sider, at a minimum—

4 “(i) directing potential licensees to
 5 justify any need for technologies employing
 6 a radiation source when a nonradiological
 7 alternative is available and viable; and

8 “(ii) directing potential licensees to
 9 consult with other Government agencies
 10 about alternative technologies before the
 11 Commission will consider the application of
 12 the potential licensee.

13 “(C) CONSULTATION AND COORDINA-
 14 TION.—In developing regulations under this
 15 paragraph, the Commission shall consult and
 16 coordinate with the task force established by
 17 section 170H h.(2), as necessary.”.

18 (b) RADIATION SOURCE PROTECTION.—Section
 19 170H of the Atomic Energy Act of 1954 (42 U.S.C.
 20 2210h) is amended by adding at the end the following:

21 “h. ALTERNATIVES TO DEVICES OR PROCESSES
 22 THAT EMPLOY RADIATION SOURCES.—

23 “(1) SENSE OF CONGRESS.—It is the sense of
 24 Congress that Government agencies should—

1 “(A) exercise the authorities provided to
 2 those agencies to achieve maximum reduction in
 3 the use of devices or processes that employ ra-
 4 diation sources; and

5 “(B) wherever possible, promote the use of
 6 comparable alternatives to those devices or
 7 processes that do not employ radiation sources.

8 “(2) TASK FORCE ON ALTERNATIVES TO DE-
 9 VICES OR PROCESSES THAT EMPLOY RADIATION
 10 SOURCES.—

11 “(A) ESTABLISHMENT.—There is estab-
 12 lished a task force on alternatives to devices or
 13 processes that employ radiation sources (re-
 14 ferred to in this subsection as the ‘alternatives
 15 task force’).

16 “(B) CHAIR.—The chair of the alternatives
 17 task force shall be the Director of the Office of
 18 Science and Technology Policy (or a designee)
 19 (referred to in this subsection as the ‘Chair’).

20 “(C) MEMBERSHIP.—The membership of
 21 the task force shall consist of—

22 “(i) the Chair;

23 “(ii) the Chairman of the Nuclear
 24 Regulatory Commission (or a designee);

1 “(iii) the Secretary of Agriculture (or
2 a designee);

3 “(iv) the Secretary of Energy (or a
4 designee);

5 “(v) the Administrator of the Envi-
6 ronmental Protection Agency (or a des-
7 ignee);

8 “(vi) the Secretary of Health and
9 Human Services (or a designee);

10 “(vii) the Commissioner of Food and
11 Drugs (or a designee); and

12 “(viii) the Secretary of Veterans Af-
13 fairs (or a designee).

14 “(3) NATIONAL STRATEGY.—

15 “(A) IN GENERAL.—Not later than 2 years
16 after the date of enactment of this subsection,
17 the alternatives task force shall develop, pub-
18 lish, and implement a national strategy—

19 “(i) to maximally reduce the use of
20 devices or processes that employ radiation
21 sources; and

22 “(ii) to promote the use of alter-
23 natives to those devices or processes that
24 perform some or all of the same functions.

1 “(B) CONTENTS.—The strategy developed
 2 under subparagraph (A) shall include all the de-
 3 sirable characteristics of national strategies that
 4 have been identified by the Government Ac-
 5 countability Office, including—

6 “(i) specific goals and performance
 7 measures;

8 “(ii) clear roles for government and
 9 nongovernment entities; and

10 “(iii) proposals to provide relevant au-
 11 thorities to execute those roles.”.

12 **SEC. 5. ELIMINATING RED TAPE TO ALLOW EXPERTS TO**
 13 **LESS EXPENSIVELY DISPOSE OF LOW-LEVEL**
 14 **NUCLEAR WASTE.**

15 Section 3116 of the Ronald W. Reagan National De-
 16 fense Authorization Act for Fiscal Year 2005 (Public Law
 17 108–375; 50 U.S.C. 2602 note) is amended—

18 (1) by striking subsections (c) and (d) and in-
 19 serting the following new subsections:

20 “(c) COVERED STATES.—(1) For purposes of this
 21 section, the following States are covered States:

22 “(A) The State of Idaho.

23 “(B) The State of South Carolina.

24 “(C) The State of Washington.

1 “(2) Subsection (a) shall not apply to any material
 2 otherwise covered by that subsection that is transported
 3 from the State of Idaho or the State of South Carolina.

4 “(d) LOW-LEVEL WASTE OFFSITE DISPOSAL
 5 PROJECT AT HANFORD SITE.—(1) The Secretary shall
 6 carry out the Low-Level Waste Offsite Disposal project
 7 to demonstrate the feasibility of grouting supplemental
 8 low-activity waste from the Hanford Site, Richland, Wash-
 9 ington.

10 “(2) The Secretary may classify the waste cor-
 11 responding to the Low-Level Waste Offsite Disposal
 12 project in accordance with this section.

13 “(3) Waste corresponding to the Low-Level Waste
 14 Offsite Disposal project that is reclassified under this sec-
 15 tion for disposal outside of the State of Washington—

16 “(A) may be land-disposed if the State receiving
 17 the waste permits the disposal of such waste; and

18 “(B) notwithstanding sections 268.40 and
 19 268.42 of title 40, Code of Federal Regulations (or
 20 successor regulations) and as incorporated by ref-
 21 erence in section 173–303–140 of title 173, Wash-
 22 ington Administrative Code, is not required to be
 23 treated to the HLWIT standard (within the meaning
 24 of section 268.42(a) of title 40, Code of Federal

1 Regulations (or a successor regulation)) prior to
2 such disposal.

3 “(4) In this subsection, the term ‘Low-Level Waste
4 Offsite Disposal project’ means the second phase of the
5 test bed initiative of the Office of Environmental Manage-
6 ment at the Hanford Site, which intends—

7 “(A) to pretreat approximately 2,000 gallons of
8 liquid tank waste;

9 “(B) to immobilize the waste at an off-site com-
10 mercial facility; and

11 “(C) to transport the immobilized mixed low-
12 level waste out of the State of Washington for dis-
13 posal.”; and

14 (2) by striking subsection (e)(2) and inserting
15 the following new paragraph:

16 “(2) With the exception of subsection (d)(3)(B),
17 nothing in this section establishes any precedent or is
18 binding on the State of Oregon or any other State not
19 covered by subsection (c) for the management, storage,
20 treatment, and disposition of radioactive and hazardous
21 materials.”.

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