

CHAPTER 120**(HB 559)**

AN ACT relating to energy technologies.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

➔Section 1. KRS 278.605 is amended to read as follows:

- (1) No construction shall commence on a nuclear power facility in the Commonwealth until the Public Service Commission finds that the United States government, through its authorized agency, has identified and approved a demonstrable technology or means for the disposal of high level nuclear waste.
- (2) *The provisions of this section shall not be construed as applying to or precluding the following nuclear-based technologies, provided that electricity is not the primary output of the processes:*
 - (a) *Enrichment of depleted uranium hexafluoride tails;*
 - (b) *Processing of metals contaminated with radioactive materials;*
 - (c) *Recycling or reprocessing of spent nuclear fuels; and*
 - (d) *Nuclear-assisted coal or gas conversion processes.*

Signed by Governor April 11, 2012.