

1 **STATE REGULATION OF HEALTH AND**
2 **ENVIRONMENT**

3 1999 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: David L. Gladwell**

6 A JOINT RESOLUTION OF THE LEGISLATURE ENCOURAGING THE GOVERNOR AND
7 THE CONGRESS TO SUPPORT MEASURES TO ALLOW THE STATE OF UTAH TO
8 ADMINISTER PROGRAMS TO PROTECT ITS CITIZENS' HEALTH AND THE
9 ENVIRONMENT, WHILE FOSTERING ECONOMIC GROWTH.

10 *Be it resolved by the Legislature of the state of Utah:*

11 WHEREAS, the State of Utah has a long and distinguished history of leadership in
12 protecting the health, welfare, and environment of its citizens;

13 WHEREAS, the State of Utah is equipped to administer programs for the protection of
14 health and environmental quality, including the permitting and regulation of sources of air and
15 water pollution and facilities for the storage, treatment, and disposal of waste;

16 WHEREAS, in Senate Concurrent Resolution 11, Resolution Regarding N.R.C. Action
17 Regarding Disposal of Uranium By-Product, passed in the 1994 General Session of the Utah
18 Legislature, the Legislature protested the authorization by the United States Nuclear Regulatory
19 Commission to allow the receipt and processing of radioactive waste at the White Mesa uranium
20 mill;

21 WHEREAS, the Legislature of the State of Utah, the governor of the state, the state
22 attorney general, and the state Department of Environmental Quality are contesting the proposed
23 storage of spent nuclear fuel on the Goshute Indian Reservation; and

24 WHEREAS, the foregoing are but two of many examples of how the federal government
25 has ignored the concerns of the people of the State of Utah with regard to protection of the health
26 and the environment of its citizens:

27 NOW, THEREFORE, BE IT RESOLVED that the Legislature of the State of Utah strongly

28 urges the Governor, the Department of Environmental Quality, the Department of Natural
29 Resources, and other Utah departments and agencies, as appropriate, to preserve, strengthen, and
30 implement the State of Utah's rights to protect the health and environment of its citizens through
31 the acceptance of primacy agreement state status, and other appropriate delegated authority from
32 the federal government under the federal laws governing protection of public health and the
33 environment.

34 BE IT FURTHER RESOLVED that the Legislature of the State of Utah strongly urges the
35 members of the United States Congress representing the State of Utah to promote and support
36 legislation to preserve and enhance the rights of the State of Utah to protect the health and
37 environment of its citizens.

Legislative Review Note
as of 2-19-99 12:31 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel