

1 **GENERATOR SITE ACCESS PERMITS AMENDMENTS**

2 2015 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Brad L. Dee**

5 Senate Sponsor: Ralph Okerlund

7 **LONG TITLE**

8 **General Description:**

9 This bill modifies provisions of the Environmental Quality Code related to radioactive
10 materials.

11 **Highlighted Provisions:**

12 This bill:

13 ▶ modifies the criteria under which the director of the Division of Environmental
14 Quality may grant a generator site access permit.

15 **Money Appropriated in this Bill:**

16 None

17 **Other Special Clauses:**

18 None

19 **Utah Code Sections Affected:**

20 AMENDS:

21 **19-3-106.4**, as last amended by Laws of Utah 2013, Chapter 330

23 *Be it enacted by the Legislature of the state of Utah:*

24 Section 1. Section **19-3-106.4** is amended to read:

25 **19-3-106.4. Generator site access permits.**

26 (1) A generator or broker may not transfer radioactive waste to a commercial
27 radioactive waste treatment or disposal facility in the state without first obtaining a generator



28 site access permit from the director.

29 (2) The director may [~~not~~] grant a generator site access permit to a generator or broker
30 [~~unless~~] if:

31 (a) the Nuclear Regulatory Commission or the agreement state where the generator's or
32 broker's facility is located has the jurisdiction to regulate the generator's or broker's handling,
33 packaging, or transporting of radioactive materials; or

34 (b) the generator or broker agrees to grant the division reasonable access to its facilities
35 for the inspection and verification of radioactive waste using Nuclear Regulatory Commission
36 approved accountability guidelines.

37 (3) The board may make rules in accordance with Title 63G, Chapter 3, Utah
38 Administrative Rulemaking Act, governing a generator site access permit program.

39 (4) (a) Except as provided in Subsection (4)(b), the division shall establish fees for
40 generator site access permits in accordance with Section 63J-1-504.

41 (b) On and after July 1, 2001 through June 30, 2002, the fees are:

42 (i) \$1,300 for generators transferring 1,000 or more cubic feet of radioactive waste per
43 year;

44 (ii) \$500 for generators transferring less than 1,000 cubic feet of radioactive waste per
45 year; and

46 (iii) \$5,000 for brokers.

47 (c) The division shall deposit fees received under this section into the Environmental
48 Quality Restricted Account created in Section 19-1-108.

49 (5) This section does not apply to a generator or broker transferring radioactive waste
50 to a uranium mill licensed under 10 C.F.R. Part 40, Domestic Licensing of Source Material.

Legislative Review Note
as of 12-22-14 12:30 PM

Office of Legislative Research and General Counsel