

Original sponsor: Kerttula

Offered: 5/13/80
Referred: Judiciary

1 IN THE SENATE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 CS FOR SENATE BILL NO. 269

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to nuclear waste material; prohibiting
7 the transportation of nuclear waste material, and the
8 storage and disposal of certain nuclear material; and
9 providing for an effective date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 * Section 1. AS 18.45.025 is amended to read:

12 Sec. 18.45.025. FACILITIES SITING PERMIT REQUIRED. No person may
13 construct a nuclear fuel production facility, utilization facility, and
14 reprocessing facility [, OR NUCLEAR WASTE DISPOSAL FACILITY] in the
15 state unless he has first obtained a permit from the Department of
16 Environmental Conservation. The Department of Environmental Conserva-
17 tion shall adopt regulations governing the issuance of these permits;
18 however, no permit may be issued until

19 (1) the legislature has approved the regulations by a con-
20 current resolution concurred in by a majority of the members of each
21 house;

22 (2) the local government with jurisdiction over the proposed
23 facility site has approved the permit;

24 (3) the legislature has approved the permit by a concurrent
25 resolution concurred in by a majority of the members of each house; and

26 (4) the governor has approved the permit.

27 * Sec. 2. AS 18.45 is amended by adding new sections to read:

28 Sec. 18.45.027. TRANSPORTATION OF NUCLEAR WASTE MATERIAL. The
29 transportation of nuclear waste material in the state, except for pur-

1 poses of disposal outside the state, is prohibited.

2 Sec. 18.45.029. STORAGE AND DISPOSAL OF NUCLEAR WASTE MATERIAL.

3 (a) The storage and disposal of high level nuclear waste material in
4 the state is prohibited.

5 (b) For purposes of this section, "high level nuclear material"

6 (1) means

7 (A) nuclear waste materials produced by nuclear power
8 plants; and

9 (B) material of a kind or quantity which, when stored or
10 disposed, would constitute a threat to the health or safety of the
11 public, as determined by the Department of Environmental Conserva-
12 tion under AS 46.03.250 by regulation;

13 (2) does not include radioactive materials used in medicine,
14 education, or scientific research which are stored or disposed of in
15 conformity with procedures established by the Department of Environmental
16 Conservation by regulation.

17 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
18 070(c).