

HOUSE BILL NO. HB0027

NRC agreement state authorization.

Sponsored by: Joint Minerals, Business & Economic
Development Interim Committee

A BILL

for

1 AN ACT relating to environmental quality; authorizing the
2 governor to begin negotiations with the nuclear regulatory
3 commission to seek an agreement for the state to assume
4 regulation of source materials from uranium mining and
5 milling and the wastes associated with the recovery, mining
6 and milling of such source materials, as specified;
7 authorizing the governor to negotiate and enter a final
8 agreement with the nuclear regulatory commission, as
9 specified; providing for the department of environmental
10 quality to administer the program; providing rulemaking
11 authority; authorizing additional positions as specified;
12 directing the department of environmental quality to adopt
13 a fee structure under the program as specified; providing
14 appropriations; and providing for an effective date.

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1 *Be It Enacted by the Legislature of the State of Wyoming:*

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3 **Section 1.** W.S. 35-11-2001 is created to read:

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ARTICLE 20

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NUCLEAR REGULATORY AGREEMENT

7

8 **35-11-2001. Authorization to negotiate transfer of**
9 **certain nuclear regulatory functions to the state;**
10 **rulemaking.**

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12 (a) The governor, on behalf of the state, is
13 authorized to contact the federal nuclear regulatory
14 commission to express the intent of the state of Wyoming to
15 enter into an agreement with the nuclear regulatory
16 commission providing for the assumption by the state of
17 responsibilities relating to the regulation of source
18 materials from uranium mining and milling and the wastes
19 associated with the recovery, mining and milling of such
20 source materials.

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22 (b) The department of environmental quality shall
23 serve as the lead agency for the regulation of source

1 materials from uranium mining and milling and the wastes
2 associated with the recovery, mining and milling of such
3 source materials in the state of Wyoming under any proposed
4 agreement negotiated under this section.

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6 (c) The governor, through the department, is
7 authorized to negotiate all aspects of a potential
8 agreement under this section between the state of Wyoming
9 and the federal nuclear regulatory commission. The
10 governor is authorized to enter into a final agreement with
11 the federal nuclear regulatory commission for the
12 regulation of source materials from uranium mining and
13 milling and the wastes associated with the recovery, mining
14 and milling of such source materials in the state of
15 Wyoming pursuant to the requirements of this section. A
16 final agreement under this section shall include all
17 necessary components of a program to regulate source
18 materials from uranium mining and milling and the wastes
19 associated with the recovery of such source materials.

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21 (d) The department is authorized to promulgate
22 reasonable rules and regulations necessary to effectuate
23 the purposes of this section.

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Section 2.

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Section 3.

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(a) For the period beginning with the effective date of this act through June 30, 2016, there is appropriated

1 one million two hundred seventeen thousand nine hundred
2 sixty-one dollars (\$1,217,961.00) from the general fund to
3 the department of environmental quality to fund the full-
4 time permanent positions authorized in subsection 2(a) of
5 this act. Notwithstanding any other provision of law, this
6 appropriation shall not be transferred or expended for any
7 other purpose. Any unobligated, unexpended funds shall
8 revert as provided by law on June 30, 2016.

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10 (b) For the period beginning with the effective date
11 of this act through June 30, 2016, there is appropriated
12 two hundred twelve thousand two hundred fifty-four dollars
13 (\$212,254.00) from the general fund to the office of the
14 attorney general to fund the full-time permanent positions
15 authorized in subsection 2(b) of this act. Notwithstanding
16 any other provision of law, this appropriation shall not be
17 transferred or expended for any other purpose. Any
18 unobligated, unexpended funds shall revert as provided by
19 law on June 30, 2016.

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1 **Section 4.** This act is effective immediately upon
2 completion of all acts necessary for a bill to become law
3 as provided by Article 4, Section 8 of the Wyoming
4 Constitution.

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(END)