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H.97

Introduced by Representatives Hebert of Vernon, Batchelor of Derby, Beyor of Highgate, Bouchard of Colchester, Burditt of West Rutland, Burke of Brattleboro, Canfield of Fair Haven, Cupoli of Rutland City, Deen of Westminster, Devereux of Mount Holly, Dickinson of St. Albans Town, Donaghy of Poultney, Donahue of Northfield, Fagan of Rutland City, Feltus of Lyndon, Gage of Rutland City, Goodwin of Weston, Helm of Fair Haven, Higley of Lowell, Hubert of Milton, Jerman of Essex, Juskiewicz of Cambridge, Larocque of Barnet, Lawrence of Lyndon, Lewis of Berlin, Manwaring of Wilmington, Marek of Newfane, Mitchell of Fairfax, Moran of Wardsboro, Mrowicki of Putney, Myers of Essex, Partridge of Windham, Pearce of Richford, Savage of Swanton, Shaw of Pittsford, Shaw of Derby, Smith of New Haven, Strong of Albany, Stuart of Brattleboro, Terenzini of Rutland Town, Toleno of Brattleboro, Trieber of Rockingham, Winters of Williamstown, Wright of Burlington, and Yantachka of Charlotte

Referred to Committee on
Date:

1 Subject: Conservation and development; Texas Low-Level Radioactive Waste
2 Disposal Compact; assessment of costs; exemption

3 Statement of purpose of bill as introduced: This bill proposes to exempt small
4 generators of radioactive waste from the fee assessment currently imposed by
5 the Texas Low-Level Radioactive Waste Disposal Compact.

6 An act relating to radioactive waste disposal fees assessed on small
7 generators

8 It is hereby enacted by the General Assembly of the State of Vermont:

9 Sec. 1. 10 V.S.A. § 7067 is amended to read:

10 § 7067. ASSESSMENT OF COMPACT COSTS; LOW-LEVEL

11 RADIOACTIVE WASTE DISPOSAL COMPACT FUND

12 * * *

13 (c) With respect to the funding of the assessment for payments identified
14 in subsection (b) of this section, generators of low-level radioactive waste in
15 the ~~state~~ State shall be assessed proportionately on the basis of a three-year
16 rolling total volume of generated wastes prepared for shipment (i.e., waste
17 processed into disposal containers). The calculation shall use the last three
18 complete calendar years at the time the assessment is made. Vermont Yankee
19 decommissioning waste shall be accounted for by using a volume equal to 3/20
20 of the decommissioning waste volume estimate from the last completed

1 Vermont Yankee decommissioning rate case before the Federal Energy
2 Regulatory Commission. This 3/20 decommissioning waste volume shall be
3 added to the three-year waste generated by Vermont Yankee prior to
4 performing the calculation. Those generators generating less than ~~five~~ 2,400
5 cubic feet of low-level radioactive waste for the rolling three-year period shall
6 be exempt from this assessment.

7 (d) A generator of low-level radioactive waste in the ~~state~~ State that did not
8 contribute to the initial assessments identified in this section shall make such
9 contributions at the end of the third calendar year after its first shipment of
10 radioactive waste to the compact facility. A recalculation shall be made of the
11 initial assessments under subsection (b) of this section if the new generator has
12 generated more than ~~five~~ 2,400 cubic feet of waste during the three-year
13 period. The calculation described in subsection (c) of this section shall be
14 recalculated, including the new generator's waste volume. The amount due
15 from the new generator shall be distributed to the previous payees in
16 proportion to their payment amount. If the new generator's waste is one
17 percent of the recalculated total waste volume or greater, interest will also be
18 included in the payment to the previous payees in an amount equal to the
19 Vermont Yankee cost of money between the initial payments and the time the
20 new generator payment is made.

- 1 Sec. 2. EFFECTIVE DATE
- 2 This act shall take effect on passage.