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H.116

Introduced by Representatives Hebert of Vernon, Burke of Brattleboro, Fiske
of Enosburgh, Stuart of Brattleboro, and Toleno of Brattleboro

Referred to Committee on

Date:

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

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

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

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It is hereby enacted by the General Assembly of the State of Vermont:
Sec. 1. 10 V.S.A. § 7067 is amended to read:

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§ 7067. ASSESSMENT OF COMPACT COSTS; LOW-LEVEL
RADIOACTIVE WASTE DISPOSAL COMPACT FUND

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(c) With respect to the funding of the assessment for payments identified in
subsection (b) of this section, generators of low-level radioactive waste in the
~~state~~ State shall be assessed proportionately on the basis of a three-year rolling

1 total volume of generated wastes prepared for shipment (i.e., waste processed
2 into disposal containers). The calculation shall use the last three complete
3 calendar years at the time the assessment is made. Vermont Yankee
4 decommissioning waste shall be accounted for by using a volume equal to 3/20
5 of the decommissioning waste volume estimate from the last completed
6 Vermont Yankee decommissioning rate case before the Federal Energy
7 Regulatory Commission. This 3/20 decommissioning waste volume shall be
8 added to the three-year waste generated by Vermont Yankee prior to
9 performing the calculation. Those generators generating less than ~~five~~ 2,400
10 cubic feet of low-level radioactive waste for the rolling three-year period shall
11 be exempt from this assessment.

12 (d) A generator of low-level radioactive waste in the ~~state~~ State that did not
13 contribute to the initial assessments identified in this section shall make such
14 contributions at the end of the third calendar year after its first shipment of
15 radioactive waste to the compact facility. A recalculation shall be made of the
16 initial assessments under subsection (b) of this section if the new generator has
17 generated more than ~~five~~ 2,400 cubic feet of waste during the three-year
18 period. The calculation described in subsection (c) of this section shall be
19 recalculated, including the new generator's waste volume. The amount due
20 from the new generator shall be distributed to the previous payees in
21 proportion to their payment amount. If the new generator's waste is one

1 percent of the recalculated total waste volume or greater, interest will also be
2 included in the payment to the previous payees in an amount equal to the
3 Vermont Yankee cost of money between the initial payments and the time the
4 new generator payment is made.

5 Sec. 2. EFFECTIVE DATE

6 This act shall take effect on passage.