



INFORMATION REPORT ON

State Legislation

OFFICE OF STATE PROGRAMS
U. S. NUCLEAR REGULATORY COMMISSION
(301) 492 7794

Volume 5, No. 1

January 19, 1979

SUMMARY OF LAWS ENACTED BY STATES DURING 1978

The following is a summary of laws relating to the nuclear regulatory program which were enacted by the States during the 1978 legislative session.

TRANSPORTATION

COLORADO HJR-1045. Directs the Legislative Council to study the transportation of radioactive materials within the State by air, motor vehicle, or railroad to "determine and provide recommendations to protect against the hazards of such transportation." The report is due during the next legislative session. (Adopted 4/21/78)

ILLINOIS H-3350. The Illinois Commerce Commission is charged with promulgating rules and regulations governing the transport of hazardous material in the State. (Approved 8/2/78)

LOUISIANA H-420. Bans the transport of high-level radioactive waste, including spent fuel, into the State for disposal or storage in the State or elsewhere. (Approved 7/6/78)

MAINE H-1958. Sets the following conditions before hazardous material can be transported within the State: vehicle must be marked with placard; and the operator must have a bill of lading stating the name of the material and its location within the truck. (Approved 3/2/78)

VERMONT H-549. The Department of Transportation is authorized to promulgate rules and regulations governing the transportation of hazardous materials, including radioactivity. A Hazardous Materials Committee is established to develop an emergency plan in case of an accident to supplement, aid or advise local and State jurisdictions. (Approved 4/5/78)

ENERGY OFFICE

DELAWARE S-604. Establishes the Delaware Energy Office to provide for the development of a comprehensive State energy plan and policy. Establishes an

For further information, contact Elizabeth McCarthy.

DELAWARE S-604 cont. Energy Facilities Siting Liaison Committee to coordinate energy facility siting activities and policies, to plan, on a long-term basis, energy facility siting within the State, and to propose regulatory and legislative remedies for siting problems. (Approved 7/12/78)

ILLINOIS S-1861. Establishes the Illinois Institute of Natural Resources whose areas of concern include environmental protection, energy and natural resources. (Approved 7/14/78)

KANSAS H-2973. Establishes the Kansas Energy Office as an independent agency, whose duties would include, among other things, developing a comprehensive State energy plan and serving as the central repository for energy data. (Approved 4/10/78)

NEW YORK S-9186-B. Consolidates in the State Energy Office all long range energy forecasting and planning responsibilities. Forecasts made by the Energy office and newly created Energy Planning Board are binding on the Public Service Commission and the Board on Electric Generation Siting and the Environment in evaluating the need for new power plants. To ensure public participation in the planning processes, \$200,000 is appropriated to fund intervenor participation. (Approved 8/4/78)

VERMONT S-44. Creates a joint committee on energy in the Legislature to carry on a continuing review of all energy matters in the State and in the Northeast. (Approved 2/17/78)

SITING

CALIFORNIA A-2923. Allows utilities to include in the rate base reasonable and direct costs they incur complying with the California Energy Commission's Notice of Intent (NOI) process. (Approved 9/25/78)

CALIFORNIA S-1767. Amends the current State code to 1) delete the limitation on the maximum allowable generating capacity (250mw) that could be approved by the Energy Commission in an energy supply emergency; 2) require the Energy Commission to authorize the construction and use of generating facilities in an emergency; and 3) provide for a shortening of the power plant siting process. (Approved 9/20/78)

CALIFORNIA S-1836. Deletes the existing requirement that an application for facility certification be filed with the Energy Commission at least 18 months before construction of the power plant is to begin. (Approved 9/30/78)

CALIFORNIA S-1859. Requires a 12-year instead of a 10-year forecast of loads and resources and amends several procedures on the Energy Commission siting review authority to expedite the process. (Approved 9/20/78)

CALIFORNIA S-2003. Establishes that the Energy Commission's review of an application for certification of a power plant site and related facility is the functional equivalent of the environmental impact report process. The EIR requirements of the California Environmental Quality Act are deleted. (Approved 9/13/78)