

# MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 1309

S.P. 429

In Senate, April 21, 1987

Reference to the Committee on Human Resources suggested and ordered printed.

JOY J. O'BRIEN, Secretary of the Senate  
Presented by Senator KANY of Kennebec.

Cosponsored by Senator MATTHEWS of Kennebec,  
Representative MAHANY of Easton, Representative HOLT of Bath.

STATE OF MAINE

IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND EIGHTY-SEVEN

1 AN ACT Relating to State Involvement in  
2 Inspections and Enforcement Activities  
3 of Nuclear Power Plants and Evacuation  
4 Plans.  
5

6 Be it enacted by the People of the State of Maine as  
7 follows:

8 Sec. 1. 35 MRSA c. 269, sub-c. II-A is enacted  
9 to read:

10 SUBCHAPTER II-A

11 INSPECTIONS

12 §3345. Inspection

1 Pursuant to rules promulgated by the Commissioner  
2 of Human Services and agreements between the commis-  
3 sioner and the United States Nuclear Regulatory Com-  
4 mission, employees of the Division of Health Engi-  
5 neering designated by the Commissioner of Human Ser-  
6 vices may participate, except as preempted by federal  
7 law or regulation, in inspections of any nuclear pow-  
8 er plant in this State.

9 1. Training. Employees of the division may be  
10 trained at any nuclear plant and issued necessary  
11 certification for access to the nuclear power plant.

12 2. Notice. The division shall give prior notice  
13 to the United States Nuclear Regulatory Commission of  
14 its intention for division employees to accompany and  
15 observe United States Nuclear Regulatory Commission  
16 inspectors on any inspection in this State.

17 3. Transportation. Division employees may par-  
18 ticipate in or initiate, to the extent not preempted  
19 by federal law or regulation, inspection of the means  
20 of transportation of radioactive materials to or from  
21 a nuclear power plant.

22 4. Conclusions. When conclusions and observa-  
23 tions made by division employees are substantially  
24 different from those made by the United States Nucle-  
25 ar Regulatory Commission inspectors, the division  
26 shall make those conclusions and observations availa-  
27 ble in writing to the United States Nuclear Regulato-  
28 ry Commission and the operator of the nuclear power  
29 plant.

30 §3346. Authority to make agreements

31 The Commissioner of Human Services may enter into  
32 agreements with the United States Nuclear Regulatory  
33 Commission to carry out this subchapter.

34 Sec. 2. 37-B M RSA §960, as reallocated by PL  
35 1983, c. 816, Pt. B, §14, is amended to read:

36 §960. Emergency planning area

37 The emergency planning area is identified as fol-  
38 lows.

