

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 484

S.P. 152

In Senate, February 11, 1993

An Act to Amend the Maine Nuclear Emergency Planning Act.

(EMERGENCY)

Submitted by the Department of Defense and Veterans' Services pursuant to Joint Rule 24.
Reference to the Committee on Utilities suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator CAHILL of Sagadahoc.

Cosponsored by Senator: BEGLEY of Lincoln, Representatives: COLES of Harpswell, HEINO of Boothbay, HOLT of Bath, KILKELLY of Wiscasset.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of the Maine Emergency Management Agency will become due and payable on or immediately after July 1, 1993; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. 37-B MRSA §956, sub-§1, as amended by PL 1991, c. 375, §2, is further amended to read:

1. Fee. The license holder for any nuclear power reactor operating in this State is assessed a fee of ~~\$167,000~~ \$201,614 for fiscal year ~~1991-92~~, ~~-\$144,000~~ 1993-94 and \$180,406 for fiscal year ~~1992-93~~, ~~and~~ ~~-\$140,000~~ ~~for~~ ~~fiscal~~ ~~year~~ ~~1993-94~~ 1994-95 and annually thereafter. License fees must be paid to the committee and, upon receipt by it, credited to the fund. The committee may waive all or part of this fee if a reactor is shut down for extended periods of time.

Sec. 2. 37-B MRSA §957, as amended by PL 1991, c. 375, §4, is further amended to read:

§957. Disbursements from fund

Money in the fund may be disbursed only for the preparation and implementation of emergency planning related to nuclear power plants and their fuel-cycle activities. Expenditures may be limited to support of state agency activities, grants to counties, municipalities, interjurisdictional or regional ~~civil~~ emergency preparedness management agencies and contractual services necessary to carry out the purposes of this chapter. Except as provided in section 959, disbursements from the fund may not exceed ~~\$207,842~~ \$247,902 in fiscal year ~~1991-92~~, ~~-\$187,574~~ 1993-94 and \$229,366 in fiscal year ~~1992-93~~, ~~and~~ ~~-\$190,000~~ ~~in~~ ~~fiscal~~ ~~year~~ ~~1993-94~~ 1994-95 and annually thereafter.

Sec. 3. Allocation of Maine Nuclear Emergency Planning Fund.

Income to the Maine Nuclear Emergency Planning Fund for fiscal years 1993-94 and 1994-95 must be segregated, apportioned and disbursed as designated in the following schedule.

	1993-94	1994-95
DEFENSE AND VETERANS' SERVICES, DEPARTMENT OF		
Radiological Emergency Preparedness Committee		
Positions	(2.0)	(2.0)
Personal Services	\$42,864	\$45,306
All Other	153,750	130,100
Capital Expenditures	5,000	5,000
DEPARTMENT OF DEFENSE AND VETERANS' SERVICES TOTAL	<u>\$201,614</u>	<u>\$180,406</u>

Sec. 4. Additional allocation of Maine Nuclear Emergency Planning Fund. Expected gifts or grants received pursuant to the Maine Revised Statutes, Title 37-B, section 956, subsection 3 must be allocated from the Maine Nuclear Emergency Planning Fund as follows.

	1993-94	1994-95
DEFENSE AND VETERANS' SERVICES, DEPARTMENT OF		
Radiological Emergency Preparedness Committee		
Personal Services	\$14,288	\$15,101
All Other	28,000	29,859
Capital Expenditures	4,000	4,000
DEPARTMENT OF DEFENSE AND VETERANS' SERVICES TOTAL	<u>\$46,288</u>	<u>\$48,960</u>

Emergency clause. In view of the emergency cited in the preamble, this Act takes effect when approved.

2 **STATEMENT OF FACT**

4 This bill amends existing law by increasing the annual fee
for nuclear power reactor license holders for the next 2 years.
6 Increased activity in emergency planning for nuclear power
reactor licensees is required by the United States Nuclear
8 Regulatory Commission. The increased cost must be borne by the
nuclear power reactor license holder. The bill also provides for
10 an allocation for money anticipated from Seabrook, North Atlantic
Energy Service Corporation.

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