

**Effective 5/12/2015**

**19-3-106.4 Generator site access permits.**

- (1) A generator or broker may not transfer radioactive waste to a commercial radioactive waste treatment or disposal facility in the state without first obtaining a generator site access permit from the director.
- (2) The director may grant a generator site access permit to a generator or broker if:
  - (a) the Nuclear Regulatory Commission or the agreement state where the generator's or broker's facility is located has the jurisdiction to regulate the generator's or broker's handling, packaging, or transporting of radioactive materials; or
  - (b) the generator or broker agrees to grant the division reasonable access to its facilities for the inspection and verification of radioactive waste using Nuclear Regulatory Commission approved accountability guidelines.
- (3) The board may make rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, governing a generator site access permit program.
- (4)
  - (a) Except as provided in Subsection (4)(b), the division shall establish fees for generator site access permits in accordance with Section 63J-1-504.
  - (b) On and after July 1, 2001, through June 30, 2002, the fees are:
    - (i) \$1,300 for generators transferring 1,000 or more cubic feet of radioactive waste per year;
    - (ii) \$500 for generators transferring less than 1,000 cubic feet of radioactive waste per year;and
    - (iii) \$5,000 for brokers.
  - (c) The division shall deposit fees received under this section into the Environmental Quality Restricted Account created in Section 19-1-108.
- (5) This section does not apply to a generator or broker transferring radioactive waste to a uranium mill licensed under 10 C.F.R. Part 40, Domestic Licensing of Source Material.

Amended by Chapter 58, 2015 General Session