



CONFERENCE OF RADIATION CONTROL PROGRAM DIRECTORS, INC.

RESOLUTION V

- WHEREAS:** The Council of State Governments (CSG) published a State Radiation Control Act (the Model Act) in their Suggested State Legislation-Program for 1961; and
- WHEREAS:** The Model Act has been the framework used by most states in passing enabling legislation for comprehensive state radiation control programs; and
- WHEREAS:** Twenty-six states have entered into agreements, pursuant to Section 9 of the Model Act, with the U.S. Nuclear Regulatory Commission (NRC), or its predecessor, the U.S. Atomic Energy Commission, for transfer of certain of the Commissioner's regulatory authority over radioactive materials to the states; and
- WHEREAS:** These agreements contain a provisions that the states and the Commission will use their best efforts to cooperate with each other in the formulation of regulatory programs which will continue to be coordinated and compatible; and
- WHEREAS:** Many of the other states and territories, the District of Columbia, and Puerto Rico have programs for regulating sources of radiation which are not regulated by the NRC; and
- WHEREAS:** Experience since the Model Act was published has shown that some of the administrative organization alternatives in the Model Act are no longer appropriate; and
- WHEREAS:** Provisions to conform to the Uranium Mill Tailings Radiation Control Act and the Civil Monetary Penalties Amendment to the Atomic Energy Act of 1954 should be added to the Model Act; and
- WHEREAS:** Provisions to implement recommendations of the Conference of Radiation Control Program Directors, Inc. (CRCPD) on licensee financial responsibility and to incorporate regulatory fee programs should be added to the Model Act; and

WHEREAS: The Congress of the United States, the National Governors Association and the State Planning Council on Radioactive Waste Management have endorsed a policy of state responsibility for providing facilities for disposal of low-level radioactive wastes and regional implementation of such facilities; and

WHEREAS: The Radiation Control for Health and Safety Act of 1968 (P.L. 90-602) provides that the public health and safety must be protected from the dangers of electronic products radiation; and

WHEREAS: A comprehensive state radiation control program should include regulation of electronic products radiation; and

WHEREAS: The NRC and the Food and Drug Administration in cooperation with CRCPD are preparing a revised Model Act to incorporate the above discussed additions and changes.

NOW THEREFORE, BE IT RESOLVED:

That the CRCPD representing the radiation control programs of all of the states and many of the major political subdivisions of the states, express its support for a completely updated suggested State Radiation Control Act and urge the CSG and National Conference of State Legislatures to endorse and publish an updated Model Act in an early annual publication of Suggested State Legislation.

Adopted: May 3, 1981, Annual Meeting, Little Rock, Arkansas

Confirmed for Correctness:

Original signed by John R. Stanton, Chairman