



Commonwealth of Pennsylvania
GOVERNOR'S OFFICE
EXECUTIVE ORDER

Subject		Delegation to Department of Environmental Resources in Compliance with Federal Low-Level Radioactive Waste Policy Amendments Act		Number	1987-19
Date	December 21, 1987	Distribution	B	By ^A Direction Of	<i>Robert P. Casey</i> Robert P. Casey, Governor

- WHEREAS, Pennsylvania is designated as the host state for siting of a low-level radioactive waste disposal facility pursuant to the Appalachian States Low-Level Radioactive Waste Compact created by the act of December 22, 1985 (P.L. 539, No. 120); and
- WHEREAS, Pennsylvania is committed to the fulfillment of its responsibilities under the Compact, including enactment of legislation which may be necessary for the licensing of a facility operator and for establishing the liability of such operator and the rights of citizens affected by the selection of a low-level radioactive waste site and other matters; and
- WHEREAS, Congress enacted and the President approved "The Low-Level Radioactive Waste Policy Amendments Act" ("the federal act") on January 15, 1986; and
- WHEREAS, the federal act established milestones for the development of new disposal facilities in regions and states that do not currently have operating facilities; and
- WHEREAS, Pennsylvania must meet the milestones in order to receive rebates of a portion of the surcharges paid by Compact state generators of low-level radioactive waste to the three states with operating disposal sites and to prevent surcharge penalties; and
- WHEREAS, the federal act set as a milestone the date of January 1, 1988, by which time the Commonwealth must develop a siting plan providing detailed procedures and a schedule for establishing a facility location and license application and must delegate authority to implement the plan;

NOW, THEREFORE, I, Robert P. Casey, Governor of the Commonwealth of Pennsylvania, by virtue of the authority vested in me by the Constitution of the Commonwealth of Pennsylvania and other laws, do hereby order as follows:

- 1. Delegation.** The Department of Environmental Resources is hereby designated as the agency of state government responsible for the development and submission to the federal Department of Energy and the sited states of a low-level radioactive waste disposal facility siting plan for Pennsylvania and the member states of the Appalachian States Low-Level Radioactive Waste Compact.
- 2. Duties.** The Department shall submit a siting plan to the Governor in a timely manner in order that it may be approved for submission to the Department of Energy and the sited states on or before January 1, 1988. The plan shall deal, at a minimum, with such matters as are necessary to comply with the federal act and applicable guidelines.
- 3. Implementation of plan.** The Department of Environmental Resources shall take such steps as may be necessary and proper to implement the plan until such time as the Commonwealth provides the comprehensive basis necessary for its full execution in conformity with Pennsylvania's commitments to the Compact.