

In paragraph (1)(ii) of this subsection, "human beings" is substituted for "human health" and "human systems".

In paragraph (2) of this subsection, the former reference to "40 CFR Part 116" is deleted as obsolete. The Environmental Protection Agency now uses the term "hazardous waste" and identifies hazardous wastes in 40 CFR Part 261.

The General Assembly may wish to consider clarifying what is meant by "persists in the environment" in paragraph (1)(ii) of this subsection. Literally, many substances may "persist" without presenting a hazard.

(J) LOW-LEVEL NUCLEAR WASTE.

THAT: (1) "LOW-LEVEL NUCLEAR WASTE" MEANS A SUBSTANCE

(I) CONTAINS OR IS CONTAMINATED WITH RADIOACTIVE MATERIAL EMITTING PRIMARILY BETA OR GAMMA RADIATION; AND

(II) IS NEITHER TRANSURANIC WASTE NOR HIGH-LEVEL NUCLEAR WASTE.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Article 43, § 689B(c) and former NR § 8-1413.2(a)(7).

(K) LOW-LEVEL NUCLEAR WASTE FACILITY.

"LOW-LEVEL NUCLEAR WASTE FACILITY" MEANS A CONTROLLED HAZARDOUS SUBSTANCE FACILITY FOR LOW-LEVEL NUCLEAR WASTE.

REVISOR'S NOTE: This subsection is new language added for clarity.

(L) LOW-LEVEL NUCLEAR WASTE FACILITY PERMIT.

"LOW-LEVEL NUCLEAR WASTE FACILITY PERMIT" MEANS A FACILITY PERMIT ISSUED BY THE DEPARTMENT FOR A LOW-LEVEL NUCLEAR WASTE FACILITY.

REVISOR'S NOTE: This subsection is new language added for clarity.

(M) PERSON.

"PERSON" INCLUDES THE FEDERAL GOVERNMENT, THIS STATE, ANY COUNTY, MUNICIPAL CORPORATION, OR OTHER POLITICAL SUBDIVISION OF THIS STATE, AND ANY OF THEIR UNITS.