

INTERSTATE COMPACT FOR THE STORAGE OR DISPOSAL OF LOW-LEVEL NUCLEAR WASTES ON A REGIONAL BASIS.

(B) RESTRICTIONS IN COMPACT.

UNLESS FEDERAL LAW PROVIDES OTHERWISE, ANY INTERSTATE COMPACT NEGOTIATED UNDER THIS SECTION SHALL INCLUDE PROVISIONS THAT LIMIT THE STORAGE OR DISPOSAL OF ANY LOW-LEVEL NUCLEAR WASTE UNDER THE INTERSTATE COMPACT TO LOW-LEVEL NUCLEAR WASTES PRODUCED IN STATES THAT ARE MEMBERS OF THE INTERSTATE COMPACT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 689D.

The General Assembly may wish to consider adding the word "treatment" in subsection (a) of this section for uniformity with similar phrases in this subtitle.

7-228. CONDEMNATION BY DEPARTMENT.

ON BEHALF OF THIS STATE AND IN ACCORDANCE WITH THE REAL PROPERTY ARTICLE, THE DEPARTMENT MAY ACQUIRE, BY CONDEMNATION, ANY LAND OR CONTROLLED HAZARDOUS SUBSTANCE FACILITY IF THE DEPARTMENT DETERMINES THAT:

(1) THE CONDEMNATION IS NECESSARY TO PROVIDE THE PROPER PERPETUAL CARE AND MONITORING OF A CONTROLLED HAZARDOUS SUBSTANCE FACILITY;

(2) THE CONTROLLED HAZARDOUS SUBSTANCE FACILITY POSES A SUBSTANTIAL THREAT TO THE PUBLIC HEALTH; OR

(3) ANY FUTURE DISTURBANCE OF THE LAND WOULD POSE A SUBSTANTIAL THREAT TO THE NATURAL RESOURCES OF THIS STATE.

REVISOR'S NOTE: This section is new language derived without substantive change from former NR § 8-1413.2(n).

In this section, the phrase "on behalf of this State" is added to conform to similar provisions elsewhere in the Code. See, e.g., TR § 8-302.

Also in this section, the phrase "may acquire by condemnation" is substituted for "may condemn" for clarity.

7-229. RESERVED.

7-230. RESERVED.