

(3) THE ANTICIPATED COST OF REMOVING AND PROPERLY DISPOSING OF ANY CONTROLLED HAZARDOUS SUBSTANCE THAT MAY ESCAPE FROM THE CONTROLLED HAZARDOUS SUBSTANCE FACILITY; AND

(4) THE ANTICIPATED NEEDS FOR PROGRAM DEVELOPMENT ACTIVITIES THAT RELATE TO MANAGEMENT OF CONTROLLED HAZARDOUS SUBSTANCES.

REVISOR'S NOTE: This section is new language derived without substantive change from the third sentence of former NR § 8-1413.2(j)(1).

7-238. TERM AND RENEWAL OF PERMITS.

(A) TERM OF FACILITY PERMIT.

(1) UNLESS IT IS RENEWED FOR ANOTHER TERM, A FACILITY PERMIT EXPIRES ON THE EXPIRATION DATE THE DEPARTMENT SPECIFIES AT ISSUANCE OR RENEWAL.

(2) UNLESS THE CONTROLLED HAZARDOUS SUBSTANCE FACILITY IS A LOW-LEVEL NUCLEAR WASTE FACILITY, THE DEPARTMENT MAY NOT ISSUE A FACILITY PERMIT FOR A TERM LONGER THAN 3 YEARS. THE DEPARTMENT MAY ISSUE A LOW-LEVEL NUCLEAR WASTE FACILITY PERMIT FOR A TERM NOT LONGER THAN 5 YEARS.

(B) APPLICATIONS FOR RENEWAL.

THE DEPARTMENT MAY RENEW A FACILITY PERMIT IF THE PERMIT HOLDER:

(1) HAS COMPLIED WITH ALL APPROPRIATE RULES AND REGULATIONS;

(2) PAYS TO THE DEPARTMENT THE RENEWAL FEE SET BY THE DEPARTMENT; AND

(3) SUBMITS TO THE DEPARTMENT A RENEWAL APPLICATION ON THE FORM THE DEPARTMENT REQUIRES.

REVISOR'S NOTE: This section is new language derived without substantive change from former NR § 8-1413.2(j)(3)(i) and (v) and the third sentence and the first clause of the first sentence of (2).

7-239. ISSUANCE OF FACILITY PERMIT.

(A) NOTICE AND HEARING.

BEFORE THE DEPARTMENT ISSUES A FACILITY PERMIT, THE DEPARTMENT SHALL GIVE NOTICE OF THE APPLICATION AND PROVIDE OPPORTUNITY FOR A PUBLIC HEARING IN THE COUNTY IN WHICH THE