

BARRIERS OR PROHIBITIONS TO THE SITING OR OPERATION OF SUCH A FACILITY.

4. EACH HOST STATE SHALL SUBMIT TO THE COMMISSION ANNUALLY A REPORT CONCERNING EACH OPERATING REGIONAL FACILITY WITHIN ITS BORDERS. THE REPORT SHALL CONTAIN PROJECTIONS OF THE ANTICIPATED FUTURE CAPACITY AND AVAILABILITY OF THE REGIONAL FACILITY, A FINANCIAL AUDIT OF ITS OPERATION, AND OTHER INFORMATION AS MAY BE REQUIRED BY THE COMMISSION; AND IN THE CASE OF REGIONAL FACILITIES IN INSTITUTIONAL CONTROL OR OTHERWISE NO LONGER OPERATING, THE HOST STATES SHALL FURNISH SUCH INFORMATION AS MAY BE REQUIRED ON THE FACILITIES STILL SUBJECT TO THEIR JURISDICTION.

5. A HOST STATE SHALL NOTIFY THE COMMISSION IMMEDIATELY IF ANY EXIGENCY ARISES WHICH REQUIRES THE PERMANENT, TEMPORARY, OR POSSIBLE CLOSURE OF ANY REGIONAL FACILITY LOCATED THEREIN AT A TIME EARLIER THAN PROJECTED IN ITS MOST RECENT ANNUAL REPORT TO THE COMMISSION. THE COMMISSION MAY CONDUCT STUDIES, HOLD HEARINGS, OR TAKE SUCH OTHER MEASURES TO ENSURE THAT THE ACTIONS TAKEN ARE NECESSARY AND COMPATIBLE WITH THE OBLIGATIONS OF THE HOST STATE UNDER THIS COMPACT.

7-304.

#### ARTICLE IV. THE COMMISSION

A. THERE IS HEREBY CREATED THE NORTHEAST INTERSTATE LOW-LEVEL RADIOACTIVE WASTE COMMISSION. THE COMMISSION SHALL CONSIST OF 1 MEMBER FROM EACH PARTY STATE TO BE APPOINTED BY THE GOVERNOR ACCORDING TO PROCEDURES OF EACH PARTY STATE, EXCEPT THAT A HOST STATE SHALL HAVE 2 MEMBERS DURING THE PERIOD THAT IT HAS AN OPERATING FACILITY. THE GOVERNOR SHALL NOTIFY THE COMMISSION IN WRITING, OF THE IDENTITY OF THE MEMBER AND ONE ALTERNATE, WHO MAY ACT ON BEHALF OF THE MEMBER ONLY IN THE MEMBER'S ABSENCE.

B. EACH COMMISSION MEMBER SHALL BE ENTITLED TO ONE VOTE. NO ACTION OF THE COMMISSION SHALL BE BINDING UNLESS A MAJORITY OF THE TOTAL MEMBERSHIP CAST THEIR VOTE IN THE AFFIRMATIVE.

C. THE COMMISSION SHALL ELECT ANNUALLY FROM AMONG ITS MEMBERS A PRESIDING OFFICER AND SUCH OTHER OFFICERS AS IT DEEMS APPROPRIATE. THE COMMISSION SHALL ADOPT AND PUBLISH, IN CONVENIENT FORM, SUCH RULES AND REGULATIONS AS ARE NECESSARY FOR DUE PROCESS IN THE PERFORMANCE OF ITS DUTIES AND POWERS UNDER THIS COMPACT.

D. THE COMMISSION SHALL MEET AT LEAST ONCE A YEAR AND SHALL ALSO MEET UPON THE CALL OF THE PRESIDING OFFICER, OR UPON THE CALL OF A PARTY STATE MEMBER.

E. ALL MEETINGS OF THE COMMISSION SHALL BE OPEN TO THE PUBLIC WITH REASONABLE PRIOR PUBLIC NOTICE. THE COMMISSION MAY, BY MAJORITY VOTE, CLOSE A MEETING TO THE PUBLIC FOR THE PURPOSE