

THE FACILITY IS SITUATED, TO IMPOSE SURCHARGE FOR PURPOSES INCLUDING, BUT NOT LIMITED TO, HOST COMMUNITY COMPENSATION AND HOST COMMUNITY DEVELOPMENT INCENTIVES. SUCH SURCHARGES SHALL BE REASONABLE AND SHALL NOT BE IMPOSED UNLESS THE COMMISSION HAS BEEN PROVIDED REASONABLE OPPORTUNITY TO REVIEW AND MAKE RECOMMENDATION ON THE PROPOSED SURCHARGE. SUCH SURCHARGE MAY BE RECOVERED THROUGH THE APPROVED FEE AND SURCHARGE SCHEDULES PROVIDED FOR IN THIS SECTION.

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ARTICLE VI.
OTHER LAWS AND REGULATIONS

A. NOTHING IN THIS COMPACT SHALL BE CONSTRUED TO ABROGATE OR LIMIT THE REGULATORY RESPONSIBILITY OR AUTHORITY OF THE U.S. NUCLEAR REGULATORY COMMISSION OR OF AN AGREEMENT STATE UNDER SECTION 274 OF THE ATOMIC ENERGY ACT OF 1954, AS AMENDED.

B. THE LAWS OR PORTIONS OF THOSE LAWS OF A PARTY STATE THAT ARE NOT INCONSISTENT WITH THIS COMPACT REMAIN IN FULL FORCE.

C. NOTHING IN THIS COMPACT SHALL MAKE UNLAWFUL THE CONTINUED DEVELOPMENT AND OPERATION OF ANY FACILITY ALREADY LICENSED FOR DEVELOPMENT OR OPERATION ON THE DATE THIS COMPACT BECOMES EFFECTIVE.

D. NO JUDICIAL OR ADMINISTRATIVE PROCEEDING PENDING ON THE EFFECTIVE DATE OF THE COMPACT SHALL BE AFFECTED BY THE COMPACT.

E. EXCEPT AS PROVIDED FOR IN ARTICLE III(B)(2) AND (C)(3), THIS COMPACT SHALL NOT AFFECT THE RELATIONS BETWEEN AND THE RESPECTIVE INTERNAL RESPONSIBILITIES OF THE GOVERNMENT OF A PARTY STATE AND ITS SUBDIVISIONS.

F. THE GENERATION, TREATMENT, STORAGE, TRANSPORTATION, OR DISPOSAL OF WASTE GENERATED BY THE ATOMIC ENERGY DEFENSE ACTIVITIES OF THE FEDERAL GOVERNMENT, AS DEFINED IN P.L.96-573, OR FEDERAL RESEARCH AND DEVELOPMENT ACTIVITIES ARE NOT AFFECTED BY THIS COMPACT.

G. TO THE EXTENT THAT THE RIGHTS AND POWERS OF ANY STATE OR POLITICAL SUBDIVISION TO LICENSE AND REGULATE ANY FACILITY WITHIN ITS BORDERS AND TO IMPOSE TAXES, FEES, AND SURCHARGES ON THE WASTE MANAGED AT THAT REGIONAL FACILITY DO NOT OPERATE AS AN UNREASONABLE IMPEDIMENT TO THE TRANSPORTATION, TREATMENT OR DISPOSAL OF WASTE, SUCH RIGHTS AND POWERS SHALL NOT BE DIMINISHED BY THIS COMPACT.

H. NO PARTY STATE SHALL ENACT ANY LAW OR REGULATION OR ATTEMPT TO ENFORCE ANY MEASURE WHICH IS INCONSISTENT WITH THIS COMPACT. SUCH MEASURES MAY ~~PROVIDED~~ PROVIDE THE BASIS FOR THE COMMISSION TO SUSPEND OR TERMINATE A PARTY STATE'S MEMBERSHIP AND PRIVILEGES UNDER THIS COMPACT.