

SUBSTANTIALLY CONFORMS TO THE FREEDOM OF INFORMATION ACT (PUBLIC LAW 89-554, 5 U.S.C. § 552) AND APPLICABLE PENNSYLVANIA LAW, AND MAY BE COPIED UPON REQUEST AND PAYMENT OF FEES WHICH SHALL BE NO HIGHER THAN NECESSARY TO RECOVER COPYING COSTS.

(D) THE COMMISSION SHALL SELECT AN APPROPRIATE STAFF, INCLUDING AN EXECUTIVE DIRECTOR, TO CARRY OUT THE DUTIES AND FUNCTIONS ASSIGNED BY THE COMMISSION. NOTWITHSTANDING ANY OTHER PROVISION OF LAW THE COMMISSION MAY HIRE AND/OR RETAIN ITS OWN LEGAL COUNSEL.

(E) ANY PERSON AGGRIEVED BY A FINAL DECISION OF THE COMMISSION WHICH ADVERSELY AFFECTS THE LEGAL RIGHTS, DUTIES OR PRIVILEGES OF SUCH PERSON, MAY PETITION A COURT OF COMPETENT JURISDICTION, WITHIN 60 DAYS AFTER THE COMMISSION'S FINAL DECISION, TO OBTAIN JUDICIAL REVIEW OF SAID FINAL DECISIONS.

(F) LIABILITIES OF THE COMMISSION SHALL NOT BE DEEMED LIABILITIES OF THE PARTY STATES. MEMBERS OF THE COMMISSION SHALL NOT BE PERSONALLY LIABLE FOR ACTIONS TAKEN IN THEIR OFFICIAL CAPACITY.

B. THE COMMISSION:

(A) SHALL CONDUCT RESEARCH AND ESTABLISH REGULATIONS TO PROMOTE A REASONABLE REDUCTION OF VOLUME AND CURIE CONTENT OF LOW-LEVEL WASTES GENERATED IN THE REGION. THE REGULATIONS SHALL BE REVIEWED AND, IF NECESSARY, REVISED BY THE COMMISSION AT LEAST ANNUALLY.

(B) SHALL ENSURE, TO THE EXTENT AUTHORIZED BY FEDERAL LAW, THAT LOW-LEVEL WASTES ARE SAFELY DISPOSED OF WITHIN THE REGION EXCEPT THAT THE COMMISSION SHALL HAVE NO POWER OR AUTHORITY TO LICENSE, REGULATE OR OTHERWISE DEVELOP A REGIONAL FACILITY, SUCH POWERS AND AUTHORITY BEING RESERVED FOR THE HOST STATE(S) AS PERMITTED UNDER THE LAW.

(C) SHALL DESIGNATE AS "HOST STATES" ANY PARTY STATE WHICH GENERATES 25 PERCENT OR MORE OF PENNSYLVANIA'S VOLUME OR TOTAL CURIE CONTENT OF LOW-LEVEL WASTE GENERATED BASED ON A COMPARISON OF AVERAGES OVER THREE SUCCESSIVE YEARS, AS DETERMINED BY THE COMMISSION. THIS DETERMINATION SHALL BE BASED ON VOLUME OR TOTAL CURIE CONTENT, WHICHEVER IS GREATER.

(D) SHALL ENSURE, TO THE EXTENT AUTHORIZED BY FEDERAL LAW, THAT LOW-LEVEL WASTE PACKAGES BROUGHT INTO THE REGIONAL FACILITY FOR DISPOSAL CONFORM TO APPLICABLE STATE AND FEDERAL REGULATIONS. LOW-LEVEL WASTE BROKERS OR GENERATORS WHO VIOLATE THESE REGULATIONS WILL BE SUBJECT TO A FINE OR OTHER PENALTY IMPOSED BY THE COMMISSION, INCLUDING RESTRICTED ACCESS TO A REGIONAL FACILITY. THE COMMISSION MAY IMPOSE SUCH FINES AND/OR PENALTIES IN ADDITION TO ANY OTHER PENALTY LEVIED BY THE PARTY STATES PURSUANT TO ARTICLE IV D.