

D. PARTY STATES WHICH GENERATED LESS THAN 25 PERCENT OF THE VOLUME OR CURIES OF LOW-LEVEL WASTE GENERATED BY PENNSYLVANIA BASED ON A COMPARISON OF AVERAGES OVER THE YEARS 1982 THROUGH 1984 SHALL BE EXEMPT FROM INITIAL HOST STATE RESPONSIBILITIES. THESE STATES SHALL CONTINUE TO BE EXEMPT AS LONG AS THEY GENERATE LESS THAN THE 25 PERCENT THRESHOLD OVER SUCCESSIVE 3-YEAR PERIODS. ONCE A STATE GENERATES AN AVERAGE OF 25 PERCENT OR MORE OF THE VOLUME OR CURIES GENERATED BY PENNSYLVANIA OVER A SUCCESSIVE 3-YEAR PERIOD, IT SHALL BE DESIGNATED AS A "HOST STATE" FOR A 30-YEAR PERIOD BY THE COMMISSION AND SHALL IMMEDIATELY INITIATE DEVELOPMENT OF A REGIONAL FACILITY TO BE OPERATIONAL WITHIN FIVE YEARS. SUCH HOST STATE SHALL BE PREPARED TO ACCEPT AT ITS REGIONAL FACILITY LOW-LEVEL WASTE AT LEAST EQUAL TO THAT GENERATED IN THE STATE. WITH COMMISSION APPROVAL, ANY PARTY STATE MAY VOLUNTEER TO HOST A REGIONAL FACILITY. THE PERCENTAGE OF WASTE FROM EACH STATE SHALL BE DETERMINED BY EITHER A CUBIC FOOT VOLUME OR TOTAL CURIE CONTENT, WHICHEVER IS GREATER.

E. PENNSYLVANIA AND OTHER HOST STATES ARE OBLIGATED TO DEVELOP REGIONAL FACILITIES FOR THE DURATION OF THIS COMPACT. ALL REGIONAL FACILITIES SHALL BE DESIGNED FOR AT LEAST A THIRTY-YEAR USEFUL LIFE. AT THE END OF THE FACILITY'S LIFE, NORMAL CLOSURE AND MAINTENANCE PROCEDURES SHALL BE INITIATED IN ACCORDANCE WITH THE APPLICABLE REQUIREMENTS OF THE HOST STATE AND THE FEDERAL GOVERNMENT. EACH HOST STATE'S OBLIGATION FOR OPERATING REGIONAL FACILITIES SHALL REMAIN AS LONG AS THE STATE CONTINUES TO PRODUCE OVER A 3-YEAR PERIOD 25 PERCENT OR MORE OF THE VOLUME OR CURIES OF LOW-LEVEL WASTE GENERATED BY PENNSYLVANIA.

F. EACH HOST STATE SHALL:

1. CAUSE A REGIONAL FACILITY TO BE SITED AND DEVELOPED ON A TIMELY BASIS.

2. ENSURE BY LAW, CONSISTENT WITH APPLICABLE STATE AND FEDERAL LAW, THE PROTECTION AND PRESERVATION OF PUBLIC HEALTH, SAFETY AND ENVIRONMENTAL QUALITY IN THE SITING, DESIGN, DEVELOPMENT, LICENSURE, OR OTHER REGULATION, OPERATION, CLOSURE, DECOMMISSIONING, LONG-TERM CARE AND THE INSTITUTIONAL CONTROL PERIOD OF THE REGIONAL FACILITY WITHIN THE STATE. TO THE EXTENT AUTHORIZED BY FEDERAL LAW, A HOST STATE MAY ADOPT MORE STRINGENT LAWS, RULES OR REGULATIONS THAN REQUIRED BY FEDERAL LAW.

3. ENSURE AND MAINTAIN A MANIFEST SYSTEM WHICH DOCUMENTS ALL WASTE-RELATED ACTIVITIES OF GENERATORS, BROKERS, CARRIERS AND RELATED ACTIVITIES OF GENERATORS, BROKERS, CARRIERS AND OPERATORS, AND ESTABLISH THE CHAIN OF CUSTODY OF WASTE FROM ITS INITIAL GENERATION TO THE END OF ITS HAZARDOUS LIFE. COPIES OF ALL SUCH MANIFESTS SHALL BE SUBMITTED TO THE COMMISSION ON A TIMELY BASIS.

4. ENSURE THAT CHARGES FOR DISPOSAL OF LOW-LEVEL WASTE AT THE REGIONAL FACILITY ARE SUFFICIENT TO FULLY FUND THE SAFE DISPOSAL AND PERPETUAL CARE OF THE REGIONAL FACILITY AND