

HB1552



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB1552

Introduced 2/17/2021, by Rep. Emanuel Chris Welch

SYNOPSIS AS INTRODUCED:

420 ILCS 5/4

from Ch. 111 1/2, par. 4304

Amends the Illinois Nuclear Safety Preparedness Act. Makes a technical change in a Section relating to fees.

LRB102 03569 CPF 13582 b

A BILL FOR

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Nuclear Safety Preparedness Act is
5 amended by changing Section 4 as follows:

6 (420 ILCS 5/4) (from Ch. 111 1/2, par. 4304)

7 Sec. 4. Nuclear accident plans; fees. Persons engaged
8 within this State in the ~~the~~ production of electricity
9 utilizing nuclear energy, the operation of nuclear test and
10 research reactors, the chemical conversion of uranium, or the
11 transportation, storage or possession of spent nuclear fuel or
12 high-level radioactive waste shall pay fees to cover the cost
13 of establishing plans and programs to deal with the
14 possibility of nuclear accidents. Except as provided below,
15 the fees shall be used to fund those Agency and local
16 government activities defined as necessary by the Director to
17 implement and maintain the plans and programs authorized by
18 this Act. Local governments incurring expenses attributable to
19 implementation and maintenance of the plans and programs
20 authorized by this Act may apply to the Agency for
21 compensation for those expenses, and upon approval by the
22 Director of applications submitted by local governments, the
23 Agency shall compensate local governments from fees collected

1 under this Section. Compensation for local governments shall
2 include \$250,000 in any year through fiscal year 1993,
3 \$275,000 in fiscal year 1994 and fiscal year 1995, \$300,000 in
4 fiscal year 1996, \$400,000 in fiscal year 1997, and \$450,000
5 in fiscal year 1998 and thereafter. Appropriations to the
6 Department of Nuclear Safety (of which the Agency is the
7 successor) for compensation to local governments from the
8 Nuclear Safety Emergency Preparedness Fund provided for in
9 this Section shall not exceed \$650,000 per State fiscal year.
10 Expenditures from these appropriations shall not exceed, in a
11 single State fiscal year, the annual compensation amount made
12 available to local governments under this Section, unexpended
13 funds made available for local government compensation in the
14 previous fiscal year, and funds recovered under the Illinois
15 Grant Funds Recovery Act during previous fiscal years.
16 Notwithstanding any other provision of this Act, the
17 expenditure limitation for fiscal year 1998 shall include the
18 additional \$100,000 made available to local governments for
19 fiscal year 1997 under this amendatory Act of 1997. The Agency
20 shall, by rule, determine the method for compensating local
21 governments under this Section. The appropriation shall not
22 exceed \$500,000 in any year preceding fiscal year 1996; the
23 appropriation shall not exceed \$625,000 in fiscal year 1996,
24 \$725,000 in fiscal year 1997, and \$775,000 in fiscal year 1998
25 and thereafter. The fees shall consist of the following:

- 26 (1) A one-time charge of \$590,000 per nuclear power

1 station in this State to be paid by the owners of the
2 stations.

3 (2) An additional charge of \$240,000 per nuclear power
4 station for which a fee under subparagraph (1) was paid
5 before June 30, 1982.

6 (3) Through June 30, 1982, an annual fee of \$75,000
7 per year for each nuclear power reactor for which an
8 operating license has been issued by the NRC, and after
9 June 30, 1982, and through June 30, 1984 an annual fee of
10 \$180,000 per year for each nuclear power reactor for which
11 an operating license has been issued by the NRC, and after
12 June 30, 1984, and through June 30, 1991, an annual fee of
13 \$400,000 for each nuclear power reactor for which an
14 operating license has been issued by the NRC, to be paid by
15 the owners of nuclear power reactors operating in this
16 State. After June 30, 1991, the owners of nuclear power
17 reactors in this State for which operating licenses have
18 been issued by the NRC shall pay the following fees for
19 each such nuclear power reactor: for State fiscal year
20 1992, \$925,000; for State fiscal year 1993, \$975,000; for
21 State fiscal year 1994; \$1,010,000; for State fiscal year
22 1995, \$1,060,000; for State fiscal years 1996 and 1997,
23 \$1,110,000; for State fiscal year 1998, \$1,314,000; for
24 State fiscal year 1999, \$1,368,000; for State fiscal year
25 2000, \$1,404,000; for State fiscal year 2001, \$1,696,455;
26 for State fiscal year 2002, \$1,730,636; for State fiscal

1 year 2003 through State fiscal year 2011, \$1,757,727; for
2 State fiscal year 2012 and subsequent fiscal years,
3 \$1,903,182.

4 (3.5) The owner of a nuclear power reactor that
5 notifies the Nuclear Regulatory Commission that the
6 nuclear power reactor has permanently ceased operations
7 during State fiscal year 1998 shall pay the following fees
8 for each such nuclear power reactor: \$1,368,000 for State
9 fiscal year 1999 and \$1,404,000 for State fiscal year
10 2000.

11 (4) A capital expenditure surcharge of \$1,400,000 per
12 nuclear power station in this State, whether operating or
13 under construction, shall be paid by the owners of the
14 station.

15 (5) An annual fee of \$25,000 per year for each site for
16 which a valid operating license has been issued by NRC for
17 the operation of an away-from-reactor spent nuclear fuel
18 or high-level radioactive waste storage facility, to be
19 paid by the owners of facilities for the storage of spent
20 nuclear fuel or high-level radioactive waste for others in
21 this State.

22 (6) A one-time charge of \$280,000 for each facility in
23 this State housing a nuclear test and research reactor, to
24 be paid by the operator of the facility. However, this
25 charge shall not be required to be paid by any
26 tax-supported institution.

1 (7) A one-time charge of \$50,000 for each facility in
2 this State for the chemical conversion of uranium, to be
3 paid by the owner of the facility.

4 (8) An annual fee of \$150,000 per year for each
5 facility in this State housing a nuclear test and research
6 reactor, to be paid by the operator of the facility.
7 However, this annual fee shall not be required to be paid
8 by any tax-supported institution.

9 (9) An annual fee of \$15,000 per year for each
10 facility in this State for the chemical conversion of
11 uranium, to be paid by the owner of the facility.

12 (10) A fee assessed at the rate of \$2,500 per truck for
13 each truck shipment and \$4,500 for the first cask and
14 \$3,000 for each additional cask for each rail shipment of
15 spent nuclear fuel, high-level radioactive waste,
16 transuranic waste, or a highway route controlled quantity
17 of radioactive materials received at or departing from any
18 nuclear power station or away-from-reactor spent nuclear
19 fuel, high-level radioactive waste, transuranic waste
20 storage facility, or other facility in this State to be
21 paid by the shipper of the spent nuclear fuel, high level
22 radioactive waste, transuranic waste, or highway route
23 controlled quantity of radioactive material. Truck
24 shipments of greater than 250 miles in Illinois are
25 subject to a surcharge of \$25 per mile over 250 miles for
26 each truck in the shipment.

1 (11) A fee assessed at the rate of \$2,500 per truck for
2 each truck shipment and \$4,500 for the first cask and
3 \$3,000 for each additional cask for each rail shipment of
4 spent nuclear fuel, high-level radioactive waste,
5 transuranic waste, or a highway route controlled quantity
6 of radioactive materials traversing the State to be paid
7 by the shipper of the spent nuclear fuel, high level
8 radioactive waste, transuranic waste, or highway route
9 controlled quantity of radioactive material. Truck
10 shipments of greater than 250 miles in Illinois are
11 subject to a surcharge of \$25 per mile over 250 miles for
12 each truck in the shipment. For truck shipments of less
13 than 100 miles in Illinois that consist entirely of
14 cobalt-60 or other medical isotopes or both, the \$2,500
15 per truck fee shall be reduced to \$1,500 for the first
16 truck and \$750 for each additional truck in the same
17 shipment.

18 (12) In each of the State fiscal years 1988 through
19 1991, in addition to the annual fee provided for in
20 subparagraph (3), a fee of \$400,000 for each nuclear power
21 reactor for which an operating license has been issued by
22 the NRC, to be paid by the owners of nuclear power reactors
23 operating in this State. Within 120 days after the end of
24 the State fiscal years ending June 30, 1988, June 30,
25 1989, June 30, 1990, and June 30, 1991, the Agency shall
26 determine the expenses of the Illinois Nuclear Safety

1 Preparedness Program paid from funds appropriated for
2 those fiscal years.

3 (Source: P.A. 97-195, eff. 7-25-11; 97-732, eff. 6-30-12;
4 98-728, eff. 1-1-15.)