

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 18-1231.01 Thomas Morris x4218

SENATE BILL 18-245

SENATE SPONSORSHIP

Cooke,

HOUSE SPONSORSHIP

(None),

Senate Committees

Agriculture, Natural Resources, & Energy

House Committees

A BILL FOR AN ACT

101 CONCERNING REPEAL OF THE PROHIBITION ON THE STATE BOARD OF
102 HEALTH ADOPTING RULES CONCERNING THE DISPOSAL OF
103 NATURALLY OCCURRING RADIOACTIVE MATERIALS UNTIL AFTER
104 THE FEDERAL ENVIRONMENTAL PROTECTION AGENCY HAS
105 ADOPTED RULES CONCERNING THE DISPOSAL OF NATURALLY
106 OCCURRING RADIOACTIVE MATERIALS.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

Current law allows the state board of health to adopt rules

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

concerning the disposal of naturally occurring radioactive materials (NORM) only after the federal environmental protection agency (EPA) has adopted rules concerning the disposal of NORM. The EPA has not adopted the rules. The bill repeals this prohibition.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 25-11-104, **amend**
3 (1)(b) as follows:

4 **25-11-104. Rules to be adopted - fees - fund created -**
5 **definitions - repeal.** (1) (b) The state board may adopt rules concerning
6 the disposal of naturally occurring radioactive materials. ~~at any time after~~
7 ~~the promulgation by the federal environmental protection agency or its~~
8 ~~successor of rules for the disposal of naturally occurring radioactive~~
9 ~~materials.~~

10 **SECTION 2. Act subject to petition - effective date.** This act
11 takes effect at 12:01 a.m. on the day following the expiration of the
12 ninety-day period after final adjournment of the general assembly (August
13 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a
14 referendum petition is filed pursuant to section 1 (3) of article V of the
15 state constitution against this act or an item, section, or part of this act
16 within such period, then the act, item, section, or part will not take effect
17 unless approved by the people at the general election to be held in
18 November 2018 and, in such case, will take effect on the date of the
19 official declaration of the vote thereon by the governor.