

**Readopt with amendment He-P 4071, effective 5/26/2012 (Document #10141), cited and to read as follows:**

PART He-P 4071 LOW-LEVEL RADIOACTIVE WASTE MANAGEMENT FUND

He-P 4071.01 Purpose. These rules provide the amount of generator fee(s), and the mechanism for fee payment.

He-P 4071.02 Scope. The rules of this part shall apply to generators of low-level radioactive waste in the state of New Hampshire who export the waste by transfer to an authorized recipient as provided in He-P 4030.16.

He-P 4071.03 Quarterly Reports and Fees.

(a) Any person who generates low-level radioactive waste requiring transfer to an authorized low-level radioactive waste disposal site as provided in He-P 4030.16 in a 3-month period shall file certified quarterly activity reports on Form ~~BRH~~DHHS/RHS-20 (5/20128/2022) with the department of health and human services radiological health section (DHHS/~~BRH~~RHS).

(b) The following shall be submitted with each quarterly report in (a) above:

(1) A copy of the waste shipment manifest containing information as required in He-P 4023.06; and

(2) The fee payment due the state.

(c) Form ~~BRH~~DHHS/RHS-20 shall be obtained from the DHHS/~~BRH~~RHS.

(d) The quarterly reports shall be filed with the DHHS/~~BRH~~RHS in accordance with the time schedule set forth in He-P 4071.03(g).

(e) Fees to be paid by the generators of low-level radioactive waste shall be computed as follows:

(1) A fee of \$15.00 shall be paid by a waste generator for each cubic foot of radioactive waste exported from the state during the reporting quarter in accordance with the provisions of RSA 125-F:8-a, III; and

(2) Cubic feet of radioactive waste shall be calculated from the information written on the generator's manifests. If a generator records the quantities of wastes in other than units of cubic feet, the record shall also reflect the mechanism for conversion to units of cubic feet for the quarterly report.

(f) Payment of fees shall be:

(1) By check made out to the Treasurer, State of New Hampshire;

(2) Accompanied by the quarterly report as set forth in He-P 4071.03(a); and

(3) Filed with the DHHS/~~BRH~~RHS within 60 days following the close of the quarterly reporting period as set forth in He-P 4071.03(g) to the following address: listed in He-P 4001.08

~~Division of Public Health Services  
Radiological Health Section  
29 Hazen Drive  
Concord, NH 03301-6504~~

(g) Quarterly reporting and fee payment periods shall be as set forth in Table 4071.1 below:

Table 4071.1 Quarterly Reporting and Fee Payment Periods

<u>Quarter</u>	<u>Period Covered</u>	<u>Report Due On or Before</u>
1st	January 1 to March 31	May 30
2nd	April 1 to June 30	August 29
3rd	July 1 to September 30	December 30
4th	October 1 to December 31	March 1

He-P 4071.04 Record-Keeping. A generator shall keep a copy of each quarterly report for a period of 7 years from the due date of the report.

He-P 4071.05 Exemptions. The following wastes shall not be subject to the generator fees collected under He-P 4071.03(a):

- (a) Radioactive material transferred to an authorized recipient as provided in He-P 4030.16, other than a licensed low-level radioactive waste disposal site; and
- (b) Radioactive waste disposed of in accordance with He-P 4023.

**Appendix**

<b>Rule</b>	<b>Specific State or Federal Statutes or Regulations the Rule Implements</b>
He-P 4071.01 - 4071.05	RSA 125-F:8-a, III