

Introduced by Senator Kuehl

February 19, 2004

An act to add Section 114716 to the Health and Safety Code, relating to radiation.

LEGISLATIVE COUNSEL'S DIGEST

SB 1456, as introduced, Kuehl. Radiation: contamination.

The existing Radiation Control Law requires the State Department of Health Services, among other things, to issue licenses, and prohibits the state department from issuing a license to receive radioactive material for disposal on land unless specified requirements are satisfied. Existing law prohibits any person from burying, throwing away, or disposing of radioactive waste except in a manner that will result in no significant radioactive contamination of the environment.

This bill would prohibit an owner or operator of the Santa Susana Field Laboratory in Ventura County from using, selling, transferring, or leasing any part of that site for residential use unless the federal Environmental Protection Agency finds that the radioactive contamination at the Santa Susana Field Laboratory has been surveyed and remediated in accordance with the federal Comprehensive Environment Response, Compensation, and Liability Act of 1980.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 114716 is added to the Health and
- 2 Safety Code, to read:

1 114716. An owner or operator of the site known as the Santa
2 Susana Field Laboratory, consisting of all parcels of land that
3 comprise the Santa Susana Field Laboratory in Ventura County, or
4 any part thereof, may not use, sell, transfer, or lease any part of the
5 site for residential use unless the federal Environmental Protection
6 Agency finds, in writing, that the radioactive contamination at the
7 Santa Susana Field Laboratory has been surveyed and remediated
8 in accordance with the standards, guidance, procedures, and
9 practices established by the Environmental Protection Agency for
10 the remediation of sites with radioactive contaminants intended
11 for residential use pursuant to the Comprehensive Environment
12 Response, Compensation, and Liability Act of 1980, 42 U.S.C.
13 Sec. 9601 et seq.

14 SEC. 2. The Legislature finds and declares that a special law
15 is necessary and that a general law cannot be made applicable
16 within the meaning of Section 16 of Article IV of the California
17 Constitution because of the unique legal status and circumstances
18 regarding radioactivity at the Santa Susana Field Laboratory in
19 Ventura County.

