

NOTICE OF PROPOSED REGULATIONS ON NUCLEAR FACILITY SITING
IN THE REGULATIONS OF DEPARTMENT OF ENVIRONMENTAL CONSERVATION

The Alaska Department of Environmental Conservation (ADEC) proposes to adopt regulations to create a new chapter, 18 AAC XX of the Alaska Administrative Code, dealing with nuclear facility siting and microreactor location requirements, including adding sections to:

- (1) Describe the purpose of the chapter;
- (2) Describe pre-application and notice requirements for a nuclear facility siting permit applicant;
- (3) Set out application procedures for a nuclear facility siting permit;
- (4) Describe nuclear facility siting permit processing and issuance;
- (5) Describe nuclear facility siting permit modification, termination, and appeal;
- (6) Describe location requirements for a microreactor facility; and
- (7) Set out definitions for this chapter.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting comments electronically via ADEC's public notice website at <https://dec.alaska.gov/commish/public-notices/>.

If you are unable to submit comments via this site, you may submit written comments to Rebecca Colvin, ADEC Division of Environmental Health at 555 Cordova St. Anchorage, AK 99501. Additionally, the ADEC will accept comments by facsimile at 907-269-7510 and by electronic mail at rebecca.colvin@alaska.gov. The comments must be received not later than 11:59 pm on May 11, 2023.

You may submit written questions relevant to the proposed action to Rebecca Colvin by email at rebecca.colvin@alaska.gov or at 555 Cordova St. Anchorage, AK 99501. The questions must be received at least 10 days before the end of the public comment period. The ADEC will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System and at <https://dec.alaska.gov/eh/>.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Megan Kohler at Megan.Kohler@alaska.gov or 907-269-4198 not later than May 2, 2023, to ensure that any necessary accommodation can be provided.

A copy of the proposed regulation changes is available on the Alaska Online Public Notice System and online at <https://dec.alaska.gov/eh/>.

After the public comment period ends, ADEC will either adopt the proposed regulation changes or other provisions dealing with the same subject, without further notice, or decide to take no action. The language of the final regulation may be different from that of the proposed regulation. You should comment during the time allowed if your interests could be affected.

Statutory authority: AS 18.45.025; AS 46.03.010; AS 46.03.020

Statutes being implemented, interpreted, or made specific: AS 18.45.020; AS 18.45.025; AS 18.45.900

Fiscal information: The proposed regulation changes are not expected to require an increased appropriation.

Date: March 8, 2023

Jason Brune, Commissioner
Department of Environmental Conservation