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John E. Baldacci, Governor

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State Nuclear Safety Inspector's 2009 Report
on the
Interim Spent Fuel Storage Facility Oversight Fund
to the
Joint Standing Committee on Utilities and Energy

In the interests of the public's health and welfare, legislation was enacted in the second regular session of the 123rd Legislature and signed by Governor John Baldacci in the spring of 2008, re-establishing a state nuclear safety inspector (SNSI) program for the monitoring, regulatory review and oversight of the Maine Yankee Independent Spent Fuel Storage Installation in Wiscasset, Maine. The legislation went into effect on June 29, 2008.

As part of that legislation an Interim Spent Fuel Storage Facility Oversight Fund, referred to as "the fund", was created as a non-lapsing fund for oversight activities performed by various state agencies, including the Maine Center for Disease Control's Radiation Control Program and Health and Environmental Testing Laboratory of the Department of Health and Human Services, the Department of Environmental Protection, the Department of Public Safety and the Office of the Public Advocate.

The new legislation requires that the State Nuclear Safety Inspector prepare an annual accounting of all the funds received into and all disbursements out of the Interim Spent Fuel Storage Facility Oversight Fund to the joint standing committee of the Legislature having jurisdiction over utilities and energy matters by the first Monday in February of each year, or February 1st this year.

The fund accounting period is for the calendar year 2009. The subsequent tables provide the information required under Title 22 of the Maine Revised Statutes Annotated (MRSA) §668, as enacted under Public Law, Chapter 539, in the second regular session of the 123rd Legislature.

Table 1 - Revenues

Total Revenue Received for the Fund:	\$273,632.10
<i>Funds Received</i>	
Quarterly Payments from Maine Yankee	\$278,333.50*
Transfer from all other balances forwarded	\$98.60
DICAP Transfer	(\$4,800.00)

* Since one of the two Maine Yankee quarterly payments for 2008 was received in early January of 2009, five Maine Yankee quarterly payments were received in calendar year 2009.

Table 2 - Expenditures

Disbursements from the Fund:	\$152,560.81
<i>Disbursements to State Nuclear Safety Inspector (SNSI) Office:</i>	
SNSI Salary and Benefits	\$114,654.98
Transportation Expenses	\$424.10
Training	\$150.00
Office Rental, Computers, Utilities and Supplies	<u>\$6,245.77</u>
Sub-Total	\$121,474.85
 <i>Disbursement to Department of Environmental Protection</i>	 \$3,290.50
<i>Other Expenses</i>	
Consultant Services and Report	\$15,604.00
Health and Environmental Testing Laboratory Services For State's Environmental Monitoring Program	\$7,678.00
Environmental Radiation Monitor Expenses	\$909.59
Nuclear Waste Strategy Coalition Dues	\$1,000.00
General Fund STACAP	<u>\$3,635.37</u>
Totals	\$28,826.96
 Adjustments for Incorrect Coding of Expenses	 (-\$1,031.50)

Table 3 - Account Balance

Account Balance as of 12/31/08	(\$179.08)
Revenue Received	\$273,632.10
Expenditures	<u>\$152,560.81</u>
Account Balance as of 12/31/09	Totals <u>\$120,892.21</u>

Although funds were budgeted for other agencies providing oversight in 2008 and 2009, only funds to the Department of Environmental Protection were disbursed from the account. Since there is an ample balance in the account, a significant disbursement to the appropriate agencies will take place in February of this year. The following list represents those agencies with oversight functions that will promptly receive funds.

<u>Agencies</u>	<u>2008 and 2009 Allotments</u>	<u>Amount To Be Disbursed</u>
Department of Environmental Protection	\$20,418	\$20,418
State Police	\$71,160	\$40,811*
Office of Public Advocate	\$48,931	\$48,931
DHHS's Administrative Overhead	<u>\$15,557</u>	<u>\$15,557</u>
Totals	\$156,066	\$125,717

* The remaining \$30,349 will be disbursed later this year.

That will leave a balance of -\$4,824.79 in the account going forward. This should not present a problem as the next quarterly payment of \$55,000 will be more than adequate to cover the payments and operating costs for the present quarter.

The calendar year 2010 allocations and disbursements to the various state agencies providing oversight were previously determined and outlined in the Radiation Control Program's 2008 Oversight Activities Report to the Joint Standing Committee on Utilities and Energy. Further details on how past stranded costs will be addressed will be discussed in the Radiation Control Program's 2009 Oversight Report to the Legislature.

Patrick J. Dostie/ Date
State Nuclear Safety Inspector