

HEARING SUBMITTAL TO  
DIVISION OF WATER RIGHTS

Right No.: a 35402 & a 3874

Date: 1/12/2010

Submittee: Applicant

Enrolled Copy

S.J.R. 16

John Wabey

5 C Pages

JOINT RESOLUTION SUPPORTING NUCLEAR  
POWER

2009 GENERAL SESSION

STATE OF UTAH

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LONG TITLE

General Description:

This joint resolution of the Legislature expresses support for new nuclear power development in Utah.

Highlighted Provisions:

This resolution:

► encourages that new nuclear power development be pursued in Utah due to its beneficial impact on the economy, fuel diversification, and the environment, and its impressive operational safety and security record;

► declares that nuclear power has been shown to be a viable cost effective option, that current rate payer protection laws and regulations are sufficient, and that no new legislation or special action is needed for the Public Service Commission to recognize nuclear power as a prudent investment;

► declares that no appropriations for special committees or programs are needed to determine whether nuclear power can be built in Utah;

► encourages all investor-owned and municipally owned utilities and power marketers and traders to consider participating in a nuclear power project in Utah;

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31 and

32       ▶ recognizes commercial nuclear power plants as a market-based, commercially  
33 competitive enterprise.

34 **Special Clauses:**

35       None

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37 *Be it resolved by the Legislature of the state of Utah:*

38       WHEREAS, Utah and the surrounding western states have experienced increased new  
39 electricity demands and have forecasted continued increases over the next several decades;

40       WHEREAS, Utah requires affordable and abundant energy for homes and businesses  
41 to maintain and grow its economy;

42       WHEREAS, Utah and the surrounding areas will likely suffer significant financial  
43 difficulties without new reliable and affordable electric generating resources being built,  
44 adding to and prolonging the depressed economy;

45       WHEREAS, Utah enjoys and continues to rely on cost effective coal fired power plants  
46 for 85% of its electric generation;

47       WHEREAS, Utah's ability to build any new significant coal fired power plants is  
48 limited;

49       WHEREAS, new emission controls, carbon capture technology, carbon sequestration,  
50 and advance coal combustion technologies should be encouraged, but are not projected to be  
51 commercially feasible and cost effective for at least 25 years;

52       WHEREAS, new natural gas electric generation could increase the volatility of retail  
53 electric prices and retail natural gas prices;

54       WHEREAS, hydro power resources are constrained and not expected to expand in  
55 capacity;

56       WHEREAS, nationwide nuclear power provides low cost, long term, stable retail and  
57 wholesale pricing for customers;

58       WHEREAS, the United States Congress and the United States Nuclear Regulatory

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59 Commission worked together to improve the old process for licensing new nuclear power  
60 plants;

61 WHEREAS, the new nuclear power plant licensing process presently includes a "one  
62 step" Combined Operating License (COL) procedure, which combines construction and  
63 operating license applications and reviews into a single process;

64 WHEREAS, the new licensing process is more efficient, predictable, and reliable;

65 WHEREAS, three Early Site Permits for new nuclear plants, one of the new licensing  
66 processes now in place, have been issued with little or no delays from adjudication;

67 WHEREAS, the estimated time frame to complete a new nuclear COL is five years;

68 WHEREAS, the development of nuclear power plants will provide significant  
69 economic benefits to the local, regional, and state populations in the form of many high paying  
70 jobs and additional tax revenues;

71 WHEREAS, the construction of a new nuclear facility would inject billion of dollars  
72 into Utah's economy in the form of 3,500 construction jobs during a two unit construction  
73 period spanning up to seven years;

74 WHEREAS, one proposed site in Utah would contribute over \$2 million in 2009 to the  
75 State Institutional Trust Lands Fund;

76 WHEREAS, operations of two new generation units would provide approximately 800  
77 jobs for highly skilled workers over the plant's 60 year projected lifetime;

78 WHEREAS, the needed regulatory and legal framework to deploy safe, secure, and  
79 cost competitive nuclear power in Utah is in place;

80 WHEREAS, Utah already has a nuclear reactor at the University of Utah;

81 WHEREAS, the University of Utah Training Research and Isotope Production, General  
82 Atomics research reactor in Salt Lake City has been operating safely since 1975;

83 WHEREAS, the United States' nuclear industry has accumulated almost 3,400 reactor  
84 years of operation since the first plant started up in 1957 without serious injury or death to a  
85 single member of the public;

86 WHEREAS, the current practice of storing spent fuel in wet or dry storage containers

87 at a nuclear power plant has been proven safe since commercial nuclear power began in 1957;

88 WHEREAS, 95% of the energy from a nuclear reactor's spent fuel has significant value  
89 and can be reprocessed or recycled for use as fuel in the future when this option is  
90 commercialized in the United States;

91 WHEREAS, spent fuel from a nuclear reactor is valuable;

92 WHEREAS, France, Japan, Russia, the United Kingdom, and Germany currently  
93 recycle or reprocess spent fuel successfully; and

94 WHEREAS, there is no scientific or safety rationale requiring the near term movement  
95 of spent fuel from the power plants where it is generated, and fuel can be safely and securely  
96 stored on site for up to 100 years without environmental impacts:

97 NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah  
98 urges that new nuclear power development be pursued within the boundaries of the state.

99 BE IT FURTHER RESOLVED that the Legislature urges that commercial  
100 development of new nuclear power be pursued in the state due to its beneficial impact on the  
101 economy, fuel diversification, and the environment, and its impressive operational safety and  
102 security record, in particular the fact that no member of the public has been seriously injured  
103 by operation of the 104 nuclear power plants currently operating in the United States.

104 BE IT FURTHER RESOLVED that the Legislature declares that nuclear power has  
105 been shown to be a viable cost effective option, that current rate payer protection laws and  
106 regulations are sufficient, and that no new legislation or special action is needed for the Public  
107 Service Commission to recognize nuclear power as a prudent investment.

108 BE IT FURTHER RESOLVED that the Legislature recognizes that no appropriations  
109 are needed for special committees or programs to determine whether a nuclear power plant can  
110 be built in Utah because the United States Nuclear Regulatory Commission will review and  
111 adjudicate the licensing, as needed, and nuclear developers will pay for those costs.

112 BE IT FURTHER RESOLVED that the Legislature encourages investor-owned and  
113 municipally owned utilities and power marketers and traders to consider participating in a  
114 nuclear power project in Utah.

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115           BE IT FURTHER RESOLVED that the Legislature recognizes commercial nuclear  
116 power plants as market-based, commercially competitive enterprises due to their safety and  
117 security record, the science and performance data, and the economic performance of the  
118 present power plants.

119           BE IT FURTHER RESOLVED that a copy of this resolution be sent to the President of  
120 the United States, the Majority Leader of the United States Senate, the Speaker of the United  
121 States House of Representatives, the United States Secretary of Energy, Governor Huntsman,  
122 and to the members of Utah's congressional delegation.

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