

HOUSE No. 70

Accompanying the first recommendation of the Department of Public Health
(House, No. 69). Public Health.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Six.

AN ACT PROVIDING FOR THE PROTECTION OF THE PUBLIC HEALTH AS
RELATED TO CERTAIN NUCLEAR FACILITIES.

*Be it enacted by the Senate and House of Representatives in
General Court assembled, and by the authority of the same, as
follows:*

1 Chapter 111 of the General Laws is hereby amended by in-
2 serting after section 17 the following new section: --

3 *Section 17A.* No person, city, town, or political subdivision
4 shall construct, establish, or operate any nuclear facility unless
5 the plans therefor have been submitted to and such portions
6 thereof as may affect the environment or the public health,
7 comfort, and convenience have been approved by the depart-
8 ment. The department shall consider the effect of emissions
9 from such nuclear facilities upon the environment and the public
10 health, comfort and convenience. It shall use, as guides, modern
11 public health practices and appropriate recommendations of
12 federal agencies and other agencies of the commonwealth. As
13 used in this section, "nuclear facility" means any nuclear re-
14 actor or nuclear fuel fabrication or reprocessing facility.

15 Personnel of the department may, in the performance of their
16 duties under this section, enter and inspect any property,
17 premise, or place for the purpose of ascertaining compliance with
18 the provisions of this section. Any information relating to secret
19 processes, methods of manufacture, or production, obtained in
20 the course of such inspection, shall be kept confidential upon
21 request.

22 The department may, at any time, after notice and a public
23 hearing, order such additions, alterations, and repairs to or
24 improvements in such nuclear facilities as, in its opinion, may be
25 required for the protection of the environment in so far as it
26 affects the public health, comfort, and convenience.

27 Whoever violates any provision of this section shall be punished
28 by a fine of not less than one hundred nor more than ten thousand
29 dollars. Each day during which such violation continues shall
30 constitute a separate offense. The superior court shall have
31 jurisdiction in equity to enforce the provisions of this section.