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(65 FR 50937)

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COMMENTS OF NYE COUNTY, NEVADA ON PROPOSED AMENDMENTS TO
10 CFR 2, SUBPART J
DESIGN STANDARDS FOR PARTICIPATING WEBSITES

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RIN3150-AG44

Nye County is the host county and situs jurisdiction for the potential high-level nuclear waste repository at Yucca Mountain, Nevada. As such it has oversight authority over DOE's repository program. The County, through its Department of Natural Resources and Federal Facilities/Nuclear Waste Project Office has been an active participant in the adoption of the original 10 CFR Subpart J, its subsequent amendments, and the design and implementation of the Licensing Support Network. A Nye County NWRPO representative has served from the beginning on the Licensing Support Network Advisory Review Panel.

Nye County supports the adoption of the proposed amendments. We also support, subject to certain comments, the adoption of the staff's August 7 version of the LSN Level 1 and Level 2 Functional Requirements. Those comments will be submitted to the staff in a separate document.

Nye County agrees with the need for certain minimum design standards for data structure and data transfer (design standards) for individual participant websites in order to avoid confusion and promote confidence in the process, and the integrity of documents and data. The County notes, and its support for the Commission proposal is partly conditioned upon, the language found on page 6 of the Supplementary Information that: "However, there will be flexibility for a participant to deviate from the guidance to take into account individual needs and differences as long as the fundamental design requirements are met".

Nye County also supports the added responsibilities being delegated to the LSN Administrator, particularly the authority to grant variances from the design standards, and the authority to issue guidance to participants on how they best meet the standards.

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