

December 3, 1991

MEMORANDUM FOR: James M. Taylor
Executive Director for Operations

FROM: Samuel J. Chilk, Secretary /S/

SUBJECT: SECY-91-347 - URANIUM MILL FEED MATERIALS OTHER
THAN NATURAL ORES

The Commission (with all Commissioners agreeing) has approved the staff recommendation to publish policy guidance on the use of feed material other than natural ores, but directs the staff to formulate a single Federal Register notice combining this guidance with the notice to be published from SECY-91-243.

The issues addressed in SECY-91-347 relate closely to those discussed in SECY-91-243 - Disposal of Material Other than Atomic Energy Act of 1954, as amended, Section 11e.(2) Byproduct Material into Uranium Mill Tailings Impoundments. As such, the staff should prepare a single Federal Register notice that solicits public comment on the guidance contained in both SECY-91-347 and SECY-91-243. The Federal Register notice summary should explain that NRC is requesting public comment on two guidance documents and staff analyses. The content of SECY-91-347 should be placed in a format similar to that used for SECY-91-243 in which the proposed guidance is presented and followed by the staff analyses.

Since the proposed guidance information in SECY-91-347 addresses material that may be under the purview of EPA's RCRA regulations, the staff should specifically solicit the views of EPA on this matter during the comment period. As directed in the SRM dated September 20, 1991, the staff should also seek comments from the Agreement States and LLW compacts.

SECY NOTE: THIS SRM, SECY-91-347, AND THE VOTE SHEETS OF THE CHAIRMAN AND COMMISSIONERS ROGERS, CURTISS AND REMICK WILL BE MADE PUBLICLY AVAILABLE 10 WORKING DAYS FROM THE DATE OF THIS SRM

The combined Federal Register notice should be returned for Commission review in a negative consent format.

(EDO)

(SECY Suspense: 30 days after

Commission approval
of revisions to
SECY-91-243 FRN)

cc: The Chairman
Commissioner Rogers
Commissioner Curtiss
Commissioner Remick
OGC
OIG