

December 6, 1991

MEMORANDUM FOR: James M. Taylor  
Executive Director of Operations  
  
William C. Parler, General Counsel

FROM: Samuel J. Chilk, Secretary /S/

SUBJECT: 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

In a memorandum dated October 24, 1991 you provided the Commission with a revised Section 6.4 and Federal Register notice for approval.

Prior to Commission action on the revised material, the staff, in consultation with OGC, should provide the Commission with an assessment of the effect of revised Part 20 on the proposed guidance for disposal of non-11e.(2) byproduct material in uranium mill tailings impoundments. That assessment should specifically address the question of whether the language in 10 CFR 20.2001, when it takes effect in 1993, stands to render the staff's position on the need for exemptions from Part 61 for such disposal invalid.

(EDO/OGC)

(Secy Suspense: 12/30/91)

cc: The Chairman  
Commissioner Rogers  
Commissioner Curtiss  
Commissioner Remick