



OFFICE OF THE
SECRETARY

UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555

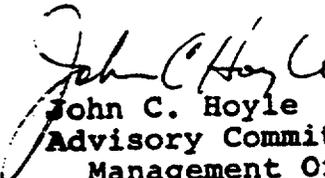
August 4, 1987

Federal Advisory Committee Desk
Federal Documents Section
Exchange and Gift Division
Library of Congress
Washington, D.C. 20540

Dear Sir:

In accordance with Section 9 of the Federal Advisory Committee Act, the Nuclear Regulatory Commission hereby files the required Charter for the HLW Licensing Support System Advisory Committee.

Sincerely,


John C. Hoyle
Advisory Committee
Management Officer

Enclosure:
As Stated

U.S. NUCLEAR REGULATORY COMMISSION
CHARTER FOR
HLW LICENSING SUPPORT SYSTEM ADVISORY COMMITTEE

PURPOSE This Charter establishes the HLW Licensing Support System Advisory Committee for the Nuclear Regulatory Commission's (NRC) negotiated rulemaking on the submission and management of records and documents related to the licensing of a geologic repository for the disposal of high-level waste and sets forth guidelines for its operation.

SCOPE AND OBJECTIVES The Committee shall advise the NRC on a rulemaking to be conducted by the NRC to revise the Commission's discovery rules, and other rules of practice, relating to the adjudicatory proceeding for the issuance of a license for a geologic repository for the disposal of high-level radioactive waste. The Committee shall develop, using a negotiation process, a report, including a recommended rulemaking proposal, to improve those regulatory requirements. The report will form the basis for an NRC Notice of Proposed Rulemaking (NPRM), which will be published for public comment. The report will also be placed in the public docket for the rulemaking proceeding. The Committee shall act solely in an advisory capacity to the NRC and shall not exercise program management responsibility nor make decisions directly affecting the matters on which it provides advice.

DUTIES The Committee shall be responsive to specific assignments made by the Sponsor.

DURATION Until completion of the negotiating sessions, but in any event not later than two years from establishment.

SPONSOR AND OFFICE OF SUPPORT The U.S. Nuclear Regulatory Commission shall be the Sponsor. The NRC Offices of General Counsel, Nuclear Material Safety and Safeguards, and Administration and Resources Management shall furnish support services.

ESTIMATED ANNUAL COSTS \$120,000 and 3.6 work years.

MEMBERSHIP The Committee shall consist of at least 14 but no more than 25, voting members appointed by the Commission. The Committee shall be comprised of persons who represent the interests affected by the Commission's high-level waste licensing proceeding, including persons representing States, Indian Tribes, public interest groups, ratepayers, and utilities.

OFFICERS The facilitator from the Conservation Foundation, the Commission's contractor for the negotiated rulemaking, shall serve as Chairman of the Committee. The Director, Division of Rules and Records, Office of Administration and Resources Management, NRC, shall serve as Executive Secretary of the Committee. The Sponsor may designate other officers at it determines necessary.

MEETINGS The Committee shall meet at the call of the Executive Secretary, who also may terminate a meeting.

FILING DATE:

August 4, 1957

John C. Hoyle
JOHN C. HOYLE

Advisory Committee Management Officer



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**
Office of Governmental and Public Affairs
Washington, D.C. 20555

No. 87-109
Tel. 301/492-7715

FOR IMMEDIATE RELEASE
(Wednesday, August 5, 1987)

A handwritten signature in black ink, appearing to be "R. J. ..." or similar, located to the right of the release information.

**NRC FORMING ADVISORY COMMITTEE TO DEVELOP PROPOSED RULE
FOR HIGH-LEVEL WASTE LICENSING PROCEEDING**

The Nuclear Regulatory Commission is forming an Advisory Committee to negotiate a proposed rule which would apply to the submission and management of records and documents related to the licensing of a geologic repository for the disposal of high-level radioactive waste.

The Advisory Committee will consist of three tiers--the first will consist of "members" who will have voting memberships concerning proposals for consensus or agreement on a proposed rule; the second tier will consist of representatives of entities whose views are important to the negotiations, but who will not have a vote on proposed consensus or agreement; and the third tier will consist of any members of the general public who have an interest in the proceeding.

Invited to be "members" of the first tier will be representatives of the States of Nevada and Washington; the State of Texas (representing itself and affected Texas local governments); the Yakima Indian Nation; Nez Perce Indian Tribe; Confederated Tribes of the Umatilla Indian Reservation; the Department of Energy; National Congress of American Indians (representing all tribes affected by the siting of a second repository and by the transportation of high-level radioactive waste); the States of Utah, Oregon and Mississippi (jointly and representing a coalition of all other states affected by the siting of a first repository); the States of Minnesota and Wisconsin (jointly and representing a coalition of all states affected by the siting of a second repository and by the transportation of high-level radioactive waste); the Sierra Club, Environmental Defense Fund and Friends of the Earth (jointly and representing a coalition of nonprofit environmental groups); the Nuclear Waste Task Force (representing a coalition of local nongovernmental groups); the Edison Electric Institute and the Utility Nuclear Waste Management Group (jointly and representing the nuclear industry); and the Nuclear Regulatory Commission staff.

Invited to participate in the second tier will be the U.S. Council for Energy Awareness, National Conference of State Legislatures, National Association of Regulatory Utility Commissioners and any other affected Indian tribes or states not included in the first tier membership.

It is expected that negotiations will require a total of nine two-day meetings over a period of nine months beginning in September this year. About one-half of the meetings are expected to be held in Washington, D.C., and the remainder in regional locations and all will be open to members of the public. Representatives of the Conservation Foundation will chair the negotiating sessions, assist individual parties in forming and presenting their positions and offer suggestions and alternatives to help reach consensus.

If successful, the Advisory Committee will develop a consensus on a proposed rule which the Commission would issue for public comment. It would require all parties to the licensing proceeding, which will lead to a final NRC decision approving or disapproving issuance of a construction authorization for the high-level radioactive waste repository, to place all of their relevant data in an electronic licensing information system to be developed by the Department of Energy.

To the extent possible, all pertinent documents would be placed in the system before the NRC's formal licensing review process begins. The system then would be used as the primary source of information for the proceeding and the proposed rule would contain provisions regarding the administration of the system to provide for appropriate safeguards to eliminate any potential for tampering with it.

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s. C/R Distribution: Chm, Cm
GC, CA, Historical
SECY, Records.



General Services Administration
Office of Administration
Washington, DC 20405

August 12, 1987

Dear Mr. Hoyle:

This letter confirms the Committee Management Secretariat's verbal response of August 3, 1987, to your correspondence of July 30, proposing to establish the HLW Licensing Support System Advisory Committee for a period of 2 years.

The General Services Administration (GSA) has reviewed the consultation as provided by the Federal Advisory Committee Act, as amended, and the GSA interim rule on Federal advisory committee management. The Committee meets the objectives identified by the agency and the requirements of the statute, including appropriate certifications of necessity, balance, lack of duplication, and other applicable information. GSA also invited program comments from the Office of Management and Budget (OMB). From this review and discussion with OMB, the Committee appears to be an effective way of obtaining the technical and program advice you seek.

Accordingly, GSA concurs in the establishment of this Committee. Should you need additional information or assistance, please contact this office at 523-4884.

Sincerely,

A handwritten signature in dark ink, appearing to read "James L. Dean".

James L. Dean
Director
Committee Management Secretariat

Mr. John C. Hoyle
Advisory Committee Management
Officer
Nuclear Regulatory Commission
1717 H Street, N.W.
Washington, DC 20555

APR 1 1987

The Honorable John B. Breaux, Chairman
Subcommittee on Nuclear Regulation
Committee on Environment and Public Works
United States Senate
Washington, D.C. 20510

Dear Mr. Chairman:

The enclosed Charter for the High Level Waste Licensing
Support System Advisory Committee is being filed in
accordance with Section 9 of the Federal Advisory Committee
Act.

Formal notice of the Committee's establishment will be
published in the Federal Register on Wednesday, August 5,
1987.

Sincerely,

JS
John C. Bradburne, Director
Office of Congressional Affairs

Enclosure:
As Stated

cc: Senator Alan K. Simpson

Identical letters to:

The Honorable Philip R. Sharp, Chairman
Subcommittee on Energy and Power
Committee on Energy and Commerce
United States House of Representatives
Washington, D.C. 20515

The Honorable Morris K. Udall, Chairman
Subcommittee on Energy and the Environment
Committee on Interior and Insular Affairs
United States House of Representatives
Washington, D.C. 20515

U.S. NUCLEAR REGULATORY COMMISSION

CHARTER FOR

HLW LICENSING SUPPORT SYSTEM ADVISORY COMMITTEE

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SPONSOR AND OFFICE OF SUPPORT The U.S. Nuclear Regulatory Commission shall be the Sponsor. The NRC Offices of General Counsel, Nuclear Material Safety and Safeguards, and Administration and Resources Management shall furnish support services.

ESTIMATED ANNUAL COSTS \$120,000 and 3.6 work years.

MEMBERSHIP The Committee shall consist of at least 14 but no more than 25, voting members appointed by the Commission. The Committee shall be comprised of persons who represent the interests affected by the Commission's high-level waste licensing proceeding, including persons representing States, Indian Tribes, public interest groups, ratepayers, and utilities.

OFFICERS The facilitator from the Conservation Foundation, the Commission's contractor for the negotiated rulemaking, shall serve as Chairman of the Committee. The Director, Division of Rules and Records, Office of Administration and Resources Management, NRC, shall serve as Executive Secretary of the Committee. The Sponsor may designate other officers at it determines necessary.

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FILING DATE:

August 4, 1987

John C. Hoyle

JOHN C. HOYLE
Advisory Committee Management Officer

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MEMBERSHIP* The Committee shall consist of at least 6 voting members appointed by the Commission. the Committee shall be comprised of persons who represent the interests affected by the Commission's high-level waste licensing proceeding, including persons representing States, local citizens, Indian Tribes, public interest groups, ratepayers, and utilities.

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FILING DATE:

February 2, 1988



JOHN C. HOYLE
Advisory Committee Management Officer

* Revised: February 1, 1988