

JAN 21 1993

Mr. Malachy R. Murphy
Evergreen Plaza Bldg.
711 Capitol Way
Olympia, WA 98501-1231

Dear Mr. Murphy:

This is in regard to your letter of December 16, 1992, to Mr. Robert M. Bernero, which stated that the staff did not acknowledge your attendance at the July 23, 1992 meeting discussing changing the Level-of-Detail Agreement for DOE Study Plans in the most recent Quarterly Progress Report. This omission was inadvertant and I would like to take this opportunity to apologize for the oversight; it was in no way intentional. As you state in your letter, attendance by Nye County was recognized in the meeting summary.

With respect to your concern on the need for consultation between the State, Nye County, and the Department of Energy (DOE) on Study Plans before submittal to NRC, you should discuss this proposal with the appropriate DOE representatives since preparation of Study Plans is DOE's responsibility. Finally, because the existing and soon to be revised procedural agreements require that all formal transmittals from DOE to NRC be provided to the State of Nevada and affected units of local government, the issue of providing this correspondence simultaneously to all affected parties has already been addressed in this formal agreement. Therefore, the staff does not see a need to include this in the Level-of-Detail Agreement.

If you have any questions, you may contact me or Joseph J. Holonich of my staff at (301) 504-3387.

Sincerely,

B. J. Youngblood, Director
Division of High-Level Waste Management
Office of Nuclear Material Safety
and Safeguards

- cc: R. Loux, State of Nevada
- C. Gertz, DOE/NV
- M. Baughman, Lincoln County, NV
- D. Weigel, GAO
- B. Mettam, Inyo County, CA
- F. Sperry, White Pine County, NV
- P. Goicoechea, Eureka County, NV
- C. Shank, Churchill County, NV
- J. Roberts, DOE
- T. J. Hickey, Nevada Legislative Comm.
- J. Roberts, DOE
- D. Bechtel, Clark County, NV
- P. Niedzielski-Eichner, Nye County, NV
- V. Poe, Mineral County, NV
- R. Williams, Lander County, NV
- L. Vaughan II, Esmeralda County, NV
- E. Holstein, Nye County, NV

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- AGarcia r/f
- LSS
- CENTRAL FILE
- MFederline, HLHP

* See previous concurrence

OFC	HLPD	c	OSP	HLPD	HLWM
NAME	AGarcia		RVirgilio	JHolonich	JLinehan
DATE	01/19/93		01/ /93	01/ /93	01/ /93

See next page for further concurrences

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JHolonich, HLPD	On-Site Reps	AGarcia r/f	

* See previous concurrence

OFC	HLPD	c	OSP	HLPD	HLWM
NAME	AGarcia		RVirgilio	JHolonich	JLinehan
DATE	01/18/93		01/19/93	01/19/93	01/19/93
OFC	HLWM				
NAME	JYoungblood				
DATE	01/ /93				

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g:MALACHY