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NHPA

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APR 11 1986

Mr. Robert R. Loux, Director  
Nevada Nuclear Waste Project Office  
Capitol Complex, Suite 252  
1802 North Carson Street  
Carson City, NV 89710

Dear Mr. Loux:

On January 7, 1983, the President signed into law the Nuclear Waste Policy Act of 1982 (NHPA). The Act established a process defining the roles of the President, the Congress, the affected States and Indian Tribes, the Department of Energy (DOE), the Nuclear Regulatory Commission (NRC), and other Federal agencies in the siting, construction, and operation of a geologic repository for the permanent disposal of high-level nuclear waste. Put into very simplistic terms, DOE has responsibility for screening and characterizing site(s) for a repository, recommending a site for repository development, and obtaining an NRC license for the site approved by Congress and the President. DOE also has the responsibility for constructing, operating and decommissioning the facility. The NRC is responsible for determining whether to license the facility at the selected site, and assuring that it will be constructed and operated without unreasonable risk to public health and safety, and in accordance with the Environmental Protection Agency's standards for the disposal of high-level waste.

Consistent with our role under the NHPA, we intend to work to assure that potential licensing issues are identified, and addressed by DOE, early in the process and that DOE has complete, well-validated documentation for each part of the application it will eventually submit for the site of its choosing. In order for the national waste program to have credibility it must be characterized by openness between DOE, NRC, States, and Indian Tribes. All interested parties must have timely access to information, identification of issues, and actions to address issues. As part of the continuing and early exchange of data between DOE, NRC, States, and Indian Tribes, NRC will be holding a meeting on April 29-30, 1986, in Las Vegas, Nevada. The purpose of the meeting is to discuss a number of initiatives developed by NRC to streamline the high-level waste repository licensing process, as well as to provide demonstrations of NRC's "pilot projects" for the licensing support and the open item tracking systems. The agenda and documents to be discussed at the meeting are attached. We have invited representatives of both the first and second round of potentially affected States and Indian Tribes, as well as the Department of Energy to attend the meeting. Our goal for this meeting is a participatory exchange of information.

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PDR WASTE  
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OFC	:WMPC	:WMPC	:WMPR	:ELD	:WM	:WMPC	:
NAME	:CRussell	:DMattson	:JLinehan	:CCameron	:REBrowning	:JOBunting	:
DATE	:86/04/07	:	:	:	:	:	:

To prevent any confusion, we want to note that the NRC meeting on April 29-30 is independent of the DOE/NRC meeting taking place on April 22 in Washington, D.C. The April 22 meeting is a DOE/NRC Licensing Support System Coordinating Committee meeting. This is a committee concerned with coordinating DOE technical efforts to develop a document management system to support the licensing hearing for a high-level waste repository with NRC, States, and Indian Tribes. DOE is sending separate announcements for this meeting. The meeting will deal only with the technical activities of NRC/DOE on the document management system. The NRC meeting on April 29-30 will deal with the document management system as well as other NRC activities concerning the high-level waste program.

The NRC meeting on April 29-30 will take place in Las Vegas, Nevada, at the Alexis Park Hotel located at 375 East Harmon Avenue. The hotel was already booked for the days of the meeting so all those attending must make their own room arrangements at the hotel of their choice. The conference room for the meeting will hold up to 100 people. Please limit the number of participants from each State or Tribe to two people. Since the "pilot projects" utilize data from the Nevada site, we thought it would be useful to hold the meeting in Las Vegas. This would also give DOE staff from the NNWSI Project Office the opportunity to use the system and give us their feedback. We have reserved the afternoon of April 30 for this activity. Please call Cathy Russell at (301) 427-4020 to let us know who will be attending the meeting. If you have any questions or need further information about the meeting, please call Ms. Russell.

We look forward to a mutually beneficial meeting.

Sincerely,

*/s/*

Joseph O. Bunting, Chief  
Policy and Program Control Branch  
Division of Waste Management, NMSS

Attachments

1. Overview Agenda
2. Detailed Agenda
3. List of Attachments

NOTE: Identical letter sent to those on Attached List.

<i>per telecon w/ C. Russell</i>						
OFC	: WMPC <i>CR</i>	: WMPC <i>dmw</i>	: WMRP <i>JL</i>	: ELD	: WM <i>RSS</i>	: WMPC <i>B</i>
NAME	: CRussell	: DMattson	: JLinahan	: CCameron	: REBrowning	: JOBunting
DATE	: 86/04/07 <i>11</i>	: 4/11	: 4/11	: 4/10/86	: 4/10/86	: 4/11/86

Overview Agenda for NRC Meeting with States/Tribes

in Las Vegas - April 29-30, 1986  
Alexis Park Hotel

- I. High-Level Waste Strategic Plan
  - A. Interactions with DOE
  - B. NRC Actions
  
- II. Streamlining the Licensing Process
  - A. Conflict of Interest - Long-term Resolution
  - B. Licensing Support System/Pilot Project
  - C. Negotiated Rulemaking
  - D. Allegations
  - E. Open Item Tracking/Pilot Project
  - F. Formal Open Item Resolution (RP)
  - G. State/Tribal Participation
  
- III. Department of Energy Activities
  
- IV. Discussion of issues/concerns by States/Tribes
  
- V. Demonstrations of the Licensing Support System and Open Items Tracking system on both days.

NRC Representatives

- J. Bunting, Chief, Policy and Program Support Branch, WM
- P. Altomare, Section Leader, Program Planning, WM
- A. Bender, Project Manager, Pilot Project, WM
- F. Cameron, Senior Regulations Attorney, ELD
- C. Russell, Project Manager, State/Tribal NWSA Activities
- K. Kalman, Project Manager, Geosciences
- J. Linehan, Acting Chief, Repository Projects Branch

### Detailed Agenda

#### Tuesday - 29

8:30 a.m. Opening Remarks/Introduction	(Russell/Bunting)	15 minutes
8:45 a.m. Five-Year Plan for NRC High-Level Waste Repository Program	(Bunting)	15 minutes
9:00 a.m. Potential Contractor Conflict of Interest - FFRDC	(Russell/Bunting)	30 minutes
9:30 a.m. Licensing Support System/Pilot Project	(Altomare/Bender)	60 minutes
10:30a.m. 1st Demonstration/Break	(Altomare/Bender)	30 minutes
11:00a.m. Negotiated Rulemaking	(Cameron/Kalman)	60 minutes
12:00p.m. 2nd Demonstration/Lunch	(Altomare/Bender)	1½ hours
1:30 p.m. Allegations	(Bunting/Cameron)	15 minutes
1:45 p.m. Open Item Tracking/Pilot Project	(Altomare/Bender)	30 minutes
2:15 p.m. 3rd Demonstration/Break	(Altomare/Bender)	
3:15 p.m. Formal Open Item Resolution	(Linehan/Russell)	
3:30 p.m. Establishing Schedules and Consultation with DOE/States/Tribes	(Linehan)	30 minutes
3:45 p.m. Early Closure of Licensing Open Items	(Linehan)	30 minutes
4:15 p.m. State/Tribal Participation	(Russell)	30 minutes
4:45 p.m. 4th Demonstration	(Altomare/Bender)	

Wednesday - April 30

9:00 a.m. Opening Remarks	(Bunting/Russell)	15 minutes
9:15 a.m. Dept. of Energy Activities	(E. Burton)	30 minutes
9:45 a.m. Discussion by States/Tribes		2 hours
11:45a.m. Wrap-up/Closing Remarks		45 minutes
12:30p.m. Adjourn		
1:00 p.m. Demonstration of system with DOE NNWSI Project staff		

\*Computer System will be available for demonstration and use all morning.

## Attachments

### Potential Contractor Conflict of Interest

1. Federal Register Notice for NRC Intent to Establish a Federally Funded Research and Development Center (FFRDC).
2. Draft of Certain Elements of the Solicitation Package for the FFRDC.

### NRC High-Level Waste Repository Program

3. NRC Proposed Five-Year Plan for the High-Level Waste Repository Program.
4. Proposed Implementation of the NRC High-Level Waste Five-Year Plan.

### Licensing Support System

5. Draft of the Requirements Definition for a Licensing Information Management System for Nuclear Waste.
6. Discussion Paper on the Application of a Full Text Storage and Retrieval System for Records Management (NRC Waste Management Pilot Project).

### Negotiated Rulemaking

7. Issue Paper on the Development of an NRC Proposed Rule on the Submission and Management of Records and Documents Related to the Licensing of a Geologic Repository for the Disposal of High-Level Radioactive Waste.
8. Background Informational Materials on Regulatory Negotiation.

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