



UNITED STATES
NUCLEAR REGULATORY COMMISSION
ADVISORY COMMITTEE ON NUCLEAR WASTE
WASHINGTON, D.C. 20555

February 24, 1989

The Honorable Bando W. Zech, Jr.
Chairman
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dear Chairman Zech:

SUBJECT: FINAL RULEMAKING ON 10 CFR PART 61 RELATIVE TO DISPOSAL OF
GREATER-THAN-CLASS-C LOW-LEVEL RADIOACTIVE WASTES

During its seventh meeting, February 21-23, 1989, the Advisory Committee on Nuclear Waste (ACNW) met with members of the Office of Nuclear Regulatory Research to discuss the proposed amendment to 10 CFR Part 61 relative to final rulemaking for disposal of greater-than-Class-C low-level radioactive wastes. A representative from the U.S. Department of Energy (DOE) participated in this meeting.

The NRC staff discussed the proposed rule (referenced), public comments on the rule, and the draft final rule. On the basis of these discussions, we recommend that the NRC staff:

- (1) Explicitly state that DOE can exercise a range of options in selecting methods for disposing of such wastes in NRC-licensed facilities; and
- (2) Specify the performance requirements for the waste package in order to assist DOE in selecting an appropriate option.

Subject to these qualifications, we agree with the rule as proposed.

Sincerely,

A handwritten signature in black ink that reads "Dade W. Moeller".

Dade W. Moeller
Chairman

Reference:

Nuclear Regulatory Commission, Proposed Rule, 10 CFR Part 61, "Disposal of Radioactive Wastes," published in the Federal Register, Vol. 53, No. 96, Wednesday, May 18, 1988