

May 10, 2011

ALL AGREEMENT AND NON-AGREEMENT STATES
STATE LIAISON OFFICERS

SUMMARY OF MAY 2, 2011 TELECONFERENCE WITH STATE REPRESENTATIVES
TO DISCUSS THE ONGOING PART 61 SITE SPECIFIC ANALYSES RULEMAKING
(FSME-11-036)

Purpose: To provide a summary of the May 2, 2011 teleconference with State representatives to discuss the ongoing Part 61 Site-Specific Analyses rulemaking.

Background: The U.S. Nuclear Regulatory Commission (NRC) is proposing to amend Part 61 to Title 10 of the *Code of Federal Regulations*, "Licensing Requirements for Land Disposal of Radioactive Waste." The proposed amendments include new requirements for low-level radioactive waste disposal facilities to conduct site-specific analyses to demonstrate compliance with the performance objectives in Part 61, which would enhance the safe disposal of low-level radioactive waste. NRC is also proposing additional changes to the regulation to reduce ambiguity, facilitate implementation, and to better align the requirements with current health and safety standards.

Discussion: On May 2, NRC staff held a teleconference with State representatives to discuss the ongoing Part 61 Site-Specific Analyses rulemaking. The staff invited Agreement State and Non-Agreement State Radiation Control Program Directors and State Liaison Officers to participate.

The staff briefed the teleconference participants on the status of the rulemaking, the preliminary proposed rule language, and the regulatory basis supporting the rulemaking, including the basis for specifying a period of performance in the rule.

The staff informed the participants that:

- the preliminary proposed rule language and the regulatory basis documents would be publically available that same day for review and comment on [regulations.gov](http://www.regulations.gov) under Docket ID NRC-2011-0012;
- NRC is holding a public meeting in Rockville, Maryland, on May 18, 2011, to present the preliminary proposed rule language and regulatory basis;
- a *Federal Register* notice would be published on May 3, 2011, announcing the availability of the documents and the May 18, 2011 public meeting.

There were no significant comments or concerns raised by the States during the teleconference.

Prior to the teleconference, NRC staff experienced an administrative error in distributing an invalid pass code for the teleconference. The valid pass code was redistributed in time for many invitees to participate. However, some participants did not receive the correct pass code in time to participate in the teleconference. NRC apologizes for the inconvenience and is providing this summary to inform them of what was discussed.

If you have any questions regarding this communication, please contact me at 301-415-7278, or the individual named below.

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