

June 26, 2013

MEMORANDUM TO: Andy Imboden, Chief
Communications, Planning
and Rulemaking Branch
Waste Confidence Directorate
Office of Nuclear Material Safety
and Safeguards

FROM: Sarah Lopas, NEPA Communications Project Manager */RA/*
Communications, Planning
and Rulemaking Branch
Waste Confidence Directorate
Office of Nuclear Material Safety
and Safeguards

SUBJECT: SUMMARY OF PUBLIC TELECONFERENCE TO DISCUSS STATUS
OF WASTE CONFIDENCE GENERIC ENVIRONMENTAL IMPACT
STATEMENT AND RULEMAKING

On Wednesday, June 19, 2013, members of the U.S. Nuclear Regulatory Commission (NRC) staff held a Category 3 public teleconference at the NRC headquarters in Rockville, Maryland. The purpose of the teleconference was to maintain an open line of communication with the public by providing a status update on NRC staff's progress in developing the Waste Confidence draft Generic Environmental Impact Statement (GEIS) and proposed rule. Participants had an opportunity to ask questions about the NRC's process and activities.

The meeting began at 1:30 p.m. and concluded at approximately 2:30 p.m. EDT. The NRC staff began the meeting with a message of appreciation to callers for their involvement and input, an overview of the mission of the Waste Confidence Directorate to develop a GEIS and revised rule, notification that the Commission Review Draft documents would be publicly available on or about June 24, 2013, and details about the official public comment period beginning when the *Federal Register* notices for the draft GEIS and proposed rule are published in late summer or early fall.

The NRC presentation continued with a review of the format and structure of the draft GEIS that was sent by the NRC staff to the Commission for review, including identification of the ten chapters and eight appendices of the document. NRC staff then noted that the revised Waste Confidence rulemaking package is structured differently from past versions to reflect the conclusions contained in the Waste Confidence GEIS, and that the GEIS forms the regulatory basis for the revised Waste Confidence rule. Staff explained that the revised Waste Confidence rulemaking package has been structured in accordance with the NRC's well-established rulemaking process, and includes a Commission (SECY) paper, a *Federal Register* notice for Commission review containing a Statement of Considerations and proposed Waste Confidence rule, and the draft GEIS for Commission review.

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On June 7, 2013 these documents were sent to the Commission for review, and in accordance with normal Commission procedures, were made publicly available in the NRC's Agencywide Document Access and Management System (ADAMS) on June 24, 2013. The Commission Review Draft documents are subject to change by Commission direction and are not for public comment at this time. The Commission Review Draft documents can be accessed from the Waste Confidence website, <http://www.nrc.gov/waste/spent-fuel-storage/wcd.html>, and notification of their availability was sent to all who are on the WCO Outreach@nrc.gov e-mail distribution list. Web links to references cited in the documents are included on the Waste Confidence website at <http://www.nrc.gov/waste/spent-fuel-storage/wcd/rule-references/>.

The official 75-day public comment period on the Commission-approved draft GEIS and proposed rule will begin when the documents are published and noticed in the *Federal Register* in late summer or early fall. The Waste Confidence Directorate will communicate information regarding availability of documents, how to submit comments on the draft GEIS and proposed rule, and dates for the comment period via *Federal Register* notice, teleconference, Waste Confidence website, e-mails from WCO Outreach@nrc.gov, press releases, and other media. Parties interested in news and updates regarding Waste Confidence activities can send an email to WCO Outreach@nrc.gov to receive all the latest information.

There were 103 participants in the teleconference representing members of the public, tribal and state governments, industry, public advocacy and environmental interest groups, and the NRC and its contractors. A list of meeting attendees is attached.

Concerns, questions and issues discussed during the teleconference included: types of spent fuel covered by Waste Confidence; concern about sufficient coverage of the issues identified by the court remand of the 2010 Waste Confidence Decision, and whether the NRC communicates with the court regarding these matters; the cost-benefit analysis in the draft GEIS; a request for direct links to the Commission Review Draft documents; the exact timing of the public comment period; locations and notification of the public meetings; a question about who will be reviewing and addressing comments made on the draft GEIS and proposed rule; discussion of the timeframes used in the draft GEIS analysis; information regarding the page length of the documents and volume of cited references; concerns about uranium hexafluoride; and a question regarding whether Waste Confidence impacts early site permits.

The transcript for this meeting is available in ADAMS under Accession No. ML13175A350. Persons who do not have access to ADAMS, or who encounter problems in accessing documents located in ADAMS, should contact the NRC's Public Document Room reference staff at 1-800-397-4209, or via email at pdr.resource@nrc.gov. A direct link to the transcript is also available on the Waste Confidence Directorate's website at <http://www.nrc.gov/waste/spent-fuel-storage/wcd/pub-involve.html>.

The next public teleconference to discuss the status of the Waste Confidence draft GEIS and proposed rule is scheduled for Wednesday, August 14, 2013, 1:30 – 2:30 p.m. EDT. To participate, call 1-800-857-2553 and provide the operator with passcode 3682386. Meeting details will be available at least 30 days in advance on the NRC Public Meeting website at <http://www.nrc.gov/public-involve/public-meetings/index.cfm> and on the Waste Confidence Directorate's website at <http://www.nrc.gov/waste/spent-fuel-storage/wcd/pub-involve.html>.

Enclosure: Meeting Attendees List

cc: See next page

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Enclosure: Meeting Attendees List

cc: See next page

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OFFICE	PM: NMSS/WCD/CPRB	OGC	BC: NMSS/WCD/CPRB
NAME	SLopas	LLondon ^(nlo)	Almboden
DATE	6/25/13	6/26/13	6/26/13

OFFICIAL RECORD COPY

NRC Teleconference Attendees
Status of Waste Confidence Draft GEIS and Proposed Rule
June 19, 2013 1:30 – 2:30 PM EDT

	First Name	Last Name	Organization
1	Grace	Adams	Nuclear Information and Resource Service
2	Leslie	Allen	Balch and Bingham
3	Cee Cee	Anderson	GA Women's Action for New Directions
4	Dean	Baker	Tennessee Valley Authority
5	Jerry	Bonanno	Nuclear Energy Institute
6	Jan	Boudart	Nuclear Energy Information Service
7	Deborah	Brancato	Riverkeeper
8	Matthew	Brock	MA Attorney General's Office
9	Jeffrey	Brown	GRAMMES
10	Andrew	Burgess	Ameren Missouri
11	Richard	Button	Environmental Protection Agency
12	Michael	Callahan	Governmental Strategies Inc.
13	Chip	Cameron	Zero Gravity
14	Annie	Caputo	House Energy & Commerce Committee
15	Pamela	Cowan	Exelon
16	Barton	Cowan	Westinghouse
17	Tom	Daley	South Texas Project Nuclear Company
18	Diane	D'Arrigo	Nuclear Information and Resource Service
19	Dagmar	Fabian	Crabshell Alliance
20	Sarah	Fields	Uranium Watch
21	Patrick	Flynn	NA
22	Thomas	Fox	Senate Committee Environment and Public Works
23	Katherine	Fuchs	Alliance for Nuclear Accountability
24	Paul	Gagliano	Environmental Protection Agency Region 4 Atlanta
25	Lloyd	Generette	Environmental Protection Agency
26	Ellen	Ginsberg	Nuclear Energy Institute
27	Mindy	Goldstein	Turner Environmental Law Clinic
28	Patrick	Gorman	Department of Energy
29	Paula	Gotsch	GRAMMES
30	Jeanne	Green	Private Citizen
31	Carlyn	Greene	UX Consulting
32	Steven	Hamrick	Next Era (FPL)
33	Mandy	Hancock	Southern Alliance for Clean Energy
34	Neil	Herman	House Energy & Commerce Committee
35	Pamela	Hintz	Department of Health
36	Ace	Hoffman	Nuke Free North County San Diego
37	Eric	Howes	Maine Yankee Atomic Power Company
38	Tom	Iaccarino	Spectrum Environmental
39	Rich	Janati	PA Dept. of Environmental Protection

	First Name	Last Name	Organization
40	Mel	Jenkins	Environmentalists Inc.
41	Gretel	Johnston	BEST/MATRR
42	Jay	Jones	Department of Energy
43	Miriam	Juckett	Southwest Research Institute
44	Emilia	Kaiser	GA Women's Action for New Directions
45	Beverly	Kerr	Blue Ridge Environmental Defense League
46	Phil	Klevorick	Clark County Nevada
47	Kyle	Landis-Marinello	VT Attorney General's Office
48	Michel	Lee	Public Health & Sustainable Energy
49	Mike	Lepre	Pillsbury
50	Gerson	Lesser	Waster Confidence Directory
51	Kathy	Lewis	FL Public Service Commission
52	Marvin	Lewis	Individual
53	Ramona	McConney	Environmental Protection Agency Region 4
54	Rod	McCullum	Nuclear Energy Institute
55	Katrina	McMurrian	Nuclear Waste Strategy Coalition
56	Steve	Nesbit	Duke Energy Corporation
57	Mary	Olson	Nuclear Information and Resource Service
58	Christian	O'Rourke	Union of Concerned Scientists
59	Richard	Orthen	Florida Power & Light
60	Brian	Paddock	Sierra Club
61	Terry	Pickens	Xcel Energy
62	Paul	Plante	Maine Yankee Atomic Power Company
63	Tony	Porreco	Neal Gross
64	James	Ramsey	NARUC
65	Richard	Ratliff	TX Department of Health
66	Darani	Reddick	Winston & Strawn
67	Tom	Rielly	Vista 360
68	Jonathan	Rund	Morgan Lewis
69	Susan	Shapiro	Indian Point Safe Energy Coalition
70	Larry	Shepard	Environmental Protection Agency Kansas City KS
71	Beverly	Silverberg	Consultant
72	John	Sipos	NY Attorney General's Office
73	Carlos	Sisco	Winston & Strawn
74	David	Snellings	AR Department of Health
75	Laura	Sorensen	Safe Carolinas
76	Ken	Taplett	South Texas Project Nuclear Operating Company
77	Tina	Taylor	Electric Power Research Institute
78	Brittany	Theis	Whitt Law
79	Ruth	Thomas	Environmentalists Inc.
80	James	Thornton	Duke Energy Corporation
81	Sandra	Threatt	SC Dept. of Health and Environmental Control

	First Name	Last Name	Organization
82	Willie	Tomlin	Blue Ridge Environmental Defense League
83	Tom	Tramm	Certrec
84	Judy	Treichel	NV Nuclear Waste Task Force
85	Duke	Wheeler	Private Citizen
86	Dale	Wuokko	Toshiba
87	Ron	Zak	NJ Dept. of Environmental Protection
88	Tison	Campbell	NRC/OGC
89	Sheldon	Clark	NRC/OGC
90	David	Cylkowski	NRC/OGC
91	Jack	Guttman	NRC/NMSS
92	Catherine	Haney	NRC/NMSS
93	Andy	Imboden	NRC/WCD
94	Andrea	Kock	NRC/OCM
95	Lisa	London	NRC/OGC
96	Sarah	Lopas	NRC/WCD
97	Timothy	McCartin	NRC/WCD
98	Keith	McConnell	NRC/WCD
99	Paul	Michalak	NRC/WCD
100	Alicia	Mullins	NRC/WCD
101	Carrie	Safford	NRC/WCD
102	Michael	Weber	NRC/OEDO
103	Susan	Wittick	NRC/WCD