

January 30, 2015

Mr. J. Scott Kirk, Vice President
Licensing, Corporate Compliance,
and Corporate RSO
Waste Control Specialists LLC
P.O. Box 1129
Andrews, Texas 79714

SUBJECT: RESULT OF ACCEPTANCE REVIEW FOR WASTE CONTRL SPECIALISTS
LLC REQUEST FOR EXEMPTION FROM 10 CFR PART 70 (TAC NO. J00873)

Dear Mr. Kirk:

By letter dated December 4, 2014, Waste Control Specialists LLC (WCS) requested a modification to the 2014 Order that exempted WCS from certain the U.S. Nuclear Regulatory Commission (NRC) regulations, which allows WCS to possess Special Nuclear Material (SNM) at the WCS facility without requiring a specific NRC license. In this request, WCS wants to modify the 2014 Order so that WCS can perform certain activities in the restricted area at the WCS facility without having the amount of SNM count against the possession limit with safety being primarily based on certain nuclear criticality safety concepts. The NRC staff has assigned the Technical Assignment Control (TAC) No. J00873 to the request. Please reference that number in any future correspondence associated with the WCS request.

The NRC staff determined that the information provided in the WCS request is sufficient to begin processing the request. Therefore, the NRC accepts the WCS request for review. The NRC staff will prepare a safety evaluation report and Environmental Assessment (EA) to support the technical review (i.e., safety, security, environmental) of the request. The EA and any new Order that will supersede the 2014 Order will be noticed in the Federal Register.

Based on the NRC staff acceptance review, and assuming high quality interactions with, and submittals by WCS, the NRC staff anticipates completing the review by August 2015. That date could change depending on the findings of the NRC staff technical review, urgent assignments, or other factors. The NRC staff technical review may identify omissions in the submittal information or technical issues that will require additional information from WCS. The NRC Project Manager will promptly communicate to WCS any significant changes to that schedule.

J.S. Kirk

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If you have any questions regarding this matter, then please contact Mr. Terrence Brimfield of my staff. Mr. Brimfield can be reached at (301) 415-6069 or by e-mail at Terrence.Brimfield@nrc.gov.

Sincerely,

/RA/

Gregory Suber, Chief
Low-Level Waste Branch
Division of Decommissioning, Uranium Recovery,
and Waste Programs
Office of Nuclear Material Safety
and Safeguards

Docket No.: 070-7005

cc:

Charles Maguire, Director,
Radioactive Materials Division
Texas Commission on Environmental Quality
MC 233
P.O. Box 13087
Austin, TX 78711-3087

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