

Rulemaking1CEm Resource

From: RulemakingComments Resource
Sent: Monday, March 21, 2016 7:03 PM
To: Rulemaking1CEm Resource
Subject: FW: EPA Coordination Letter on ANPRM Regulatory Improvements for Decommissioning Power Reactors
Attachments: EPA Letter to NRC on ANPRM to Regulatory Improvements for Decommissioning Power Reactors.pdf

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SECY DOCKET DATE: 3/18/16

TITLE: Regulatory Improvements for Decommissioning Power Reactors

COMMENT#: 106

From: Vietti-Cook, Annette
Sent: Thursday, March 17, 2016 5:43 PM
To: Speiser, Herald <Herald.Speiser@nrc.gov>; McCloskey, Bridin <Bridin.McCloskey@nrc.gov>
Subject: FW: EPA Coordination Letter on ANPRM Regulatory Improvements for Decommissioning Power Reactors

From: Johnson, Barnes [<mailto:Johnson.Barnes@epa.gov>]
Sent: Thursday, March 17, 2016 5:39 PM
To: Vietti-Cook, Annette <Annette.Vietti-Cook@nrc.gov>
Cc: Moore, Scott <Scott.Moore@nrc.gov>; Doane, Margaret <Margaret.Doane@nrc.gov>; Dean, Bill <Bill.Dean@nrc.gov>; Scozzafava, MichaelE <Scozzafava.MichaelE@epa.gov>; Barmakian, Nancy <Barmakian.Nancy@epa.gov>; Michaud, John <Michaud.John@epa.gov>; Schultheisz, Daniel <Schultheisz.Daniel@epa.gov>; Sasseville, Sonya <Sasseville.Sonya@epa.gov>; Raia, Anthony <Raia.Anthony@epa.gov>; Devlin, Betsy <Devlin.Betsy@epa.gov>; Elliott, Ross <Elliott.Ross@epa.gov>; Brown, Ernie <Brown.Ernie@epa.gov>; Lewis, Jen <Lewis.Jen@epa.gov>
Subject: [External_Sender] EPA Coordination Letter on ANPRM Regulatory Improvements for Decommissioning Power Reactors

Barnes Johnson

USEPA | Resource Conservation and Recovery | Tel 703-308-8895 |
johnson.barnes@epa.gov | [@EPALand](#)

Dear Secretary Vietti-Cook,

Attached is a letter from our office indicating EPA's interest in working with NRC on issues related to *Regulatory Improvements for Decommissioning Power Reactors Proposed Rule*. My staff has already been in contact with your Office of Nuclear Reactor Regulation and we plan to have a meeting soon.

Sincerely,

Barnes Johnson

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAR 16 2016

OFFICE OF
SOLID WASTE AND
EMERGENCY RESPONSE

Secretary Annette Vietti-Cook
United States Nuclear Regulatory Commission
Washington, DC 20555-0001

Dear Secretary Vietti-Cook:

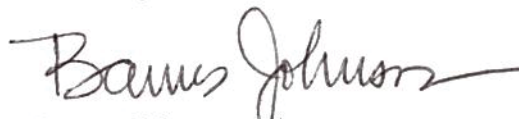
I am writing with respect to the Advanced Notice of Proposed Rulemaking (ANPRM) regarding Regulatory Improvements for Decommissioning Power Reactors that was issued on February 19, 2016. The Environmental Protection Agency (EPA) is interested in working with the Nuclear Regulatory Commission (NRC) in the future to discuss the interplay between the Resource Conservation and Recovery Act (RCRA) and possibly other environmental statutes, and the Atomic Energy Act (AEA).

It has come to our attention that some NRC sites undergoing decommissioning, because of their history of handling hazardous wastes, may also be subject to cleanup, closure or other obligations under RCRA authority. This authority, administered either by EPA or authorized states, may require that releases of hazardous waste or constituents be addressed. In many cases the RCRA obligations are not inconsistent with the AEA requirements and can be met concurrently with the decommissioning activities.

EPA is interested in working with the NRC to underscore and explain to the public and regulated community during your proposed rulemaking that AEA's decommissioning and RCRA's cleanup or closure obligations are not inconsistent and can be handled effectively and concurrently. In that regard, EPA staff has contacted NRC staff to schedule an initial conversation, and we look forward to that meeting.

If you have any questions please contact me at (703) 308-8895 (johnson.barnes@epa.gov), or your staff can contact Sonya Sasseville at (703) 308-8404 (sasseville.sonya@epa.gov).

Sincerely,

A handwritten signature in black ink that reads "Barnes Johnson". The signature is fluid and cursive, with a long horizontal stroke at the end.

Barnes Johnson, Director
Office of Resource Conservation and Recovery

cc: Mike Scozzafava, Chief, Office of Superfund Remediation and Technology Innovation
Nancy Barmakian, Deputy Director, Office of Site Remediation and Restoration
John Michaud, Acting Associate General Counsel, Solid Waste & Emergency Response Law Office
Daniel Schultheisz, Associate Director of the Center for Waste Management and Regulations,
Office of Radiation and Indoor Air
William Dean, Office of Nuclear Reactor Regulation
Scott Moore, Office of Nuclear Material Safety and Safeguards
Margaret Doane, Nuclear Regulatory Commission General Counsel