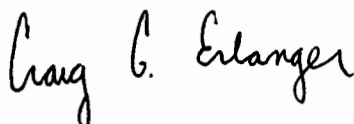


approval must come from the regulatory authority that issued the license for use of the radioactive material; in this case, that is the NRC. Thus, the NRC is the regulatory authority to grant approvals for disposal procedures under 10 CFR 20.2002 for STP.

STPNOC has raised issues associated with the RIS and with prior guidance. The NRC is evaluating the issue generically to provide further clarity. In view of that effort, and in light of the low safety significance of the non-compliance with 10 CFR 20.2002, I have been authorized, after consultation with the Director, Office of Enforcement, to exercise enforcement discretion for past non-compliance associated with this issue in accordance with Section 3.5 of the Enforcement Policy. Going forward, the NRC staff will continue to exercise enforcement discretion for STPNOC's existing process for disposal of low-level waste while the NRC staff evaluates regulatory options to address this issue. Once a resolution path is determined, the NRC will contact STPNOC to provide additional information.

If you have any questions, please contact Lisa Regner at 301 415-1906 or via e-mail at Lisa.Regner@nrc.gov.

Sincerely,

A handwritten signature in black ink that reads "Craig G. Erlanger". The signature is written in a cursive style with a large initial "C".

Craig G. Erlanger, Director
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-498 and 50-499

cc: Listserv

SUBJECT: SOUTH TEXAS PROJECT, UNITS 1 AND 2 - RESPONSE TO THE AUGUST 14, 2018, LETTER ON THE DISPOSAL OF VERY LOW-LEVEL RADIOACTIVE MATERIAL AND EXERCISE OF ENFORCEMENT DISCRETION (EPID L-2018-LRO-0032) DATED OCTOBER 31, 2018

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ADAMS Accession No: ML18260A250

***via e-mail**

OFFICE	NRR/DORL/LPL4/PM	NRR/DORL/LPL4/LA	NRR/DORL/LPL4-1/BC
NAME	LRegner	PBlechman	RPascarelli
DATE	10/30/2018	10/17/2018	10/30/2018
OFFICE	RIV/DRS/PB2/BC*	OGC/GCHEA/AGCMLE*	OGC/GCLR/RMR*
NAME	HGepford	MLeimoncelli (NLO)	TCampbell / NLO
DATE	10/30/2018	10/30/2018	10/30/2018
OFFICE	NRR/DRA/D*	OE/D	NRR/DORL/D
NAME	MFranovich	ABoland	CErlanger
DATE	10/30/18	10/30/2018	10/31/2018

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