



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**
WASHINGTON, D.C. 20555-0001

November 5, 2018

Mr. Ryan Schierman
Program Manager of Natural Resources
Wyoming Department of Environmental Quality
Land Quality Division
200W 17th Street Suite 10
Lower Level
Cheyenne, WY 82002

SUBJECT: WYOMING INSPECTION PLANNING

Dear Mr. Schierman:

This letter is in regard to your inquiry related to the timing of next inspections for the 14 licenses to be transferred to the State of Wyoming on September 30, 2018. Enclosed is a table that lists the 14 licenses and the due dates for each license based on last U. S. Nuclear Regulatory Commission (NRC) inspection conducted at the facility.

Requirements with regard to inspection frequencies can be found in Inspection Manual Chapter (IMC) 2801, Uranium Mill 11e. (2) Byproduct Material Disposal Site and Facility, and IMC 2641, In-Situ Leach Facilities Inspection Program. Inspection for operating facilities should be conducted every 6-12 months¹ and inspections for facilities undergoing decommissioning are every 24 months². Guidance in Office of Nuclear Material Safety and Safeguards Procedure SA-110, "Reviewing the Non-Common Performance Indicator, Uranium Recovery Program" indicates that Agreement States will not be penalized for failing to meet internally developed inspection schedules that are more aggressive than those specified in IMC 2801 and IMC 2641, or current NRC policy. Additionally, it states that those inspections considered overdue should be tallied consistently (i.e., inspections more than 25 percent late than the minimum frequency specified in IMC 2801 and IMC 2641 will be considered overdue).

¹ NRC Manual Chapter 2641, "In-situ Leach Facilities Inspection Program," dated August 25, 2000, states that the normal frequency for (most) inspection procedures is 6 months, with a minimum inspection frequency of 12 months. Extensions of inspection intervals can be implemented based on good licensee performance. Based on MC 2641 criteria, RIV made the decision to inspect these some licensees, as noted on the attached table, on an annual basis.

² NRC Manual Chapter 2801, "Uranium Mill and 11e.(2) Byproduct Material Disposal Site and Facility Inspection Program," dated August 25, 2000, states that the minimum inspection frequency for (most) procedures is annually, with the normal frequency (mostly) semi-annual. Extensions of inspection intervals can be implemented based on good licensee performance. Based on MC 2801 criteria, RIV made the decision to extend the inspection frequency for some sites, as noted on the attached table, to biennially.

If you have any questions about inspection frequencies, please contact me or Stephen Poy of my staff at (301) 415-7135 or at his e-mail at Stephen.Poy@nrc.gov.

Sincerely,

/RA/

Paul Michalak, Branch Chief
Agreement States Programs Branch
Division of Materials Safety, Security, State
and Tribal Programs
Office of Nuclear Material Safety
and Safeguards

Enclosure:
Inspection Status for Wyoming Sites

SUBJECT: WYOMING INSPECTION PLANNING DATED: 11/05/18

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