



STATE OF IDAHO

DEPARTMENT OF HEALTH
AND WELFARE

DIVISION OF ENVIRONMENT
Statehouse
Boise, Idaho 83720

August 13, 1980

G. Wayne Kerr, Assistant Director
for State Agreements Program
Office of State Programs
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dear Wayne:

I would like to offer my comments on the proposed amendment to 10 CFR Part 71 requiring licensees to notify the governors of each state through which radioactive Type B waste shipments are passed.

The intent of this regulation is really ambiguous.

It is discriminating Type B nuclear waste from other Type B shipments.

The licensee does not have control or knowledge of how a shipper will transport the waste.

The regulation is unenforceable unless the Agreement States make similar regulation changes. I, for one, would not hope to be required to adopt such.

Does the amendment also cover Department of Energy and prime contractor shipments? Why should a federal agency be exempted?

Hopefully these comments will be of benefit.

Yours truly,

Bob Funderburg

Robert D. Funderburg
Manager
Radiation Control Section

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