



RESPONSE TO FREEDOM OF INFORMATION ACT (FOIA) REQUEST

2020-000121

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RESPONSE TYPE INTERIM FINAL

REQUESTER:

Tivara A. Tanudjaja

DATE:

01/23/2020

DESCRIPTION OF REQUESTED RECORDS:

Listings of low level waste [LLW] disposal sites in the US in 2000, 2010, and 2019; the date in which each site began to be used; and groundwater quality data for each site in 2000, 2010, and 2019.

PART I. -- INFORMATION RELEASED

- The NRC has made some, or all, of the requested records publicly available through one or more of the following means: (1) <https://www.nrc.gov> ; (2) public ADAMS, <https://www.nrc.gov/reading-rm/adams.html>; (3) microfiche available in the NRC Public Document Room; or FOIA Online, <https://foiaonline.gov/foiaonline/action/public/home>.
- Agency records subject to the request are enclosed.
- Records subject to the request that contain information originated by or of interest to another Federal agency have been referred to that agency (See Part I.D -- Comments) for a disclosure determination and direct response to you.
- We are continuing to process your request.
- See Part I.D -- Comments.

PART I.A -- FEES

- | | | |
|--------|--|--|
| AMOUNT | <input type="checkbox"/> You will be billed by NRC for the amount indicated. | <input checked="" type="checkbox"/> Since the minimum fee threshold was not met, you will not be charged fees. |
| | <input type="checkbox"/> You will receive a refund for the amount indicated. | <input type="checkbox"/> Due to our delayed response, you will not be charged search and/or duplication fees that would otherwise be applicable to your request. |
| | <input type="checkbox"/> Fees waived. | |

PART I.B -- INFORMATION NOT LOCATED OR WITHHELD FROM DISCLOSURE

- We did not locate any agency records responsive to your request. *Note:* Agencies may treat three discrete categories of law enforcement and national security records as not subject to the FOIA ("exclusions"). See 5 U.S.C. 552(c). This is a standard notification given to all requesters; it should not be taken to mean that any excluded records do, or do not, exist.
- We have withheld certain information pursuant to the FOIA exemptions described, and for the reasons stated, in Part II.
- Because this is an interim response to your request, you may not appeal at this time. We will notify you of your right to appeal any of the responses we have issued in response to your request when we issue our final determination.
- You may appeal this final determination within 90 calendar days of the date of this response. If you submit an appeal by mail, address it to the FOIA Officer, at U.S. Nuclear Regulatory Commission, Mail Stop T-6 A60M, Washington, D.C. 20555-0001. You may submit an appeal by e-mail to FOIA.resource@nrc.gov. You may fax an appeal to (301) 415-5130. Please be sure to include on your submission that it is a "FOIA Appeal." Only a pre-registered user may file an appeal through FOIA Online, <https://foiaonline.gov/foiaonline/action/public/home>. A user who has not registered an account prior to filing the initial FOIA request may still submit their appeal by one of the above mentioned options.

PART I.C -- REFERENCES AND POINTS OF CONTACT

You have the right to seek assistance from the NRC's FOIA Public Liaison by submitting your inquiry at <https://www.nrc.gov/reading-rm/foia/contact-foia.html>, or by calling the FOIA Public Liaison at (301) 415-1276.

If we have denied your request, you have the right to seek dispute resolution services from the NRC's Public Liaison or the Office of Government Information Services (OGIS). To seek dispute resolution services from OGIS, you may e-mail OGIS at ogis@nara.gov, send a fax to (202) 741-5789, or send a letter to: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001. For additional information about OGIS, please visit the OGIS website at <https://www.archives.gov/ogis>.



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PART I.D -- COMMENTS

Records or information responsive to your request may be obtained from the U.S. Nuclear Regulatory Commission's public website, at <https://www.nrc.gov/waste/llw-disposal/licensing.html>. As stated therein, the NRC relinquished authority for the regulation of low-level radioactive waste disposal facilities to four states:

- (1) EnergySolutions Barnwell Operations, Barnwell, S.C. - <https://www.energysolutions.com/barnwell-disposal-facility/>.
- (2) U.S. Ecology, Richland, WA - <https://www.usecology.com/services/treatment-disposal/radioactive-waste-solutions>.
- (3) Energy Solutions Clive Operations, Clive, UT - <https://www.energysolutions.com/clive-disposal-facility/>.
- (4) Waste Control Specialists (WCS) LLC, Andrews, TX - <http://www.wcstexas.com/facilities/hazardous-waste/>.

You may also wish to contact the states that regulate these facilities. A complete listing of the points-of-contact for each agreement state may be found on the NRC's public website at <https://scp.nrc.gov/asdirectory.html>.

Staff in the Office of Nuclear Material Safety & Standards (NMSS) also identified several other records that may provide information that you are looking for. The U.S. Government, through the Department of Energy (with the assistance of the U.S. Nuclear Regulatory Commission and others), publishes triennially a National Report - Joint Convention on the Safety of Spent Fuel Management and on the Safety of Radioactive Waste Management. The NRC has included in its Agencywide Documents Access and Management System [ADAMS] the two most recent Reports. The Fifth and Sixth National Reports may be located in ADAMS, <https://www.nrc.gov/reading-rm/adams.html>, under accession numbers, ML1427A627 and ML17293A626, respectively. For earlier reports, you may contact the United States Department of Energy Center for Environmental Management Information, Office of Environmental Management 1000 Independence Avenue, S.W. Washington, DC 20585. You may also wish to look at NUREG-1853, "History and Framework of Commercial Low-Level Radioactive Waste Management in the United States." You may find it at <https://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1853/> or under its accession number, ML070600684, in ADAMS.

Signature - Freedom of Information Act Officer or Designee

Stephanie A. Blaney

Digitally signed by Stephanie A. Blaney
Date: 2020.01.23 09:58:29 -05'00'