

DEC 09 1993

Mr. Richard Sanderson  
Director  
Office of Federal Activities  
U.S. Environmental Protection Agency  
401 M Street, SW  
Washington, DC 20460

Dear Mr. Sanderson:

As requested in your November 10, 1993, letter, I have signed the enclosed framework for technical cooperation between the Nuclear Regulatory Commission and the Environmental Protection Agency (EPA) concerning the development of the Generic Environmental Impact Statement for the rulemaking to establish radiological criteria for decommissioning of NRC-licensed facilities. In signing this letter, NRC notes that the framework will not abrogate, alter, or in any way modify existing or future licensing or other regulatory requirements, any enforcement action, or other enforceable agreements, nor will it alter NRC's responsibilities under the National Environmental Policy Act or NRC's requirements in 10 CFR Part 51.

The technical exchanges between our agencies in support of NRC's rulemaking and EPA's standards development have been productive and open. NRC looks forward to such continued cooperation over the next several years.

Sincerely,

Original signed by  
Robert M. Bernero

Robert M. Bernero, Director  
Office of Nuclear Material  
Safety and Safeguards

Enclosure: As stated

cc: Margo Oge, EPA/ORIA  
Susan Offerdal, EPA/OFA  
Francis Cameron, NRC/OGC  
Bill Morris, NRC/RES

TICKET: NMSS 93-00586

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NAME	RBernero						
DATE	12/9/93						

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

NOV 10 1993

OFFICE OF ENFORCEMENT

Mr. Robert M. Bernero  
Director  
Office of Nuclear Material  
Safety and Safeguards  
Nuclear Regulatory Commission  
One White Flint North Building  
11555 Rockville Pike  
Rockville, MD 20852

Dear Mr. Bernero:

The purpose of this letter is to establish a framework for technical cooperation between the Nuclear Regulatory Commission (NRC), as Lead Agency, and the Environmental Protection Agency (EPA), as a Cooperating Agency, concerning the development of the Generic Environmental Impact Statement (GEIS) for the Decommissioning of NRC Licensed Facilities Rulemaking. When counter-signed by NRC, the following paragraphs will provide the basis for an understanding of the roles and responsibilities between the two agencies concerning technical coordination on issues of mutual concern. Funds and resources will not be transferred between the two agencies for activities resulting from this letter.

The NRC, as Lead Agency, has responsibility for compliance with the requirements for the National Environmental Policy Act (NEPA) and preparation of the draft and final GEIS. This letter pertains to information exchanges on technical issues and will not abrogate, alter, or in any way modify existing or future environmental compliance or cleanup agreements, other enforceable agreements, any permitting or other regulatory requirement, or any enforcement actions, nor will it alter EPA's responsibilities under NEPA and Section 309 of the Clean Air Act (CAA) to provide scoping comments and conduct an official review of the draft and final GEIS. Furthermore, it will in no way affect state actions or policies with respect to specific NRC sites.

The NRC agrees:

- to provide EPA with GEIS baseline studies pertaining to areas for which NRC would like EPA technical review and comments including: risk assessment, risk management, and Environmental Fate and Transport Modeling;
- to set up separate, specific, technical assistance sessions between NRC and EPA staff to discuss risk assessment, risk management (a subset of risk

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management may include land usability considerations), and Environmental Fate and Transport Modeling. If NRC requests EPA's technical support for a generic approach to health effects, dose response relationships, or land usability policy, EPA will provide comments;

- to consult with EPA regarding the range of alternatives considered and associated mitigative measures to be included in the GEIS;
- to provide copies of the preliminary draft and final GEIS to allow EPA six weeks for review and comment in advance of draft and final publication;
- to indicate on the draft and final GEIS cover pages that EPA is a Cooperating Agency, and will include, in the introductory sections, a statement that briefly describes EPA's role as a Cooperating Agency, and EPA's NEPA and Section 309 CAA authorities.

The EPA agrees:

- to assist NRC in defining issues and concerns to be addressed in the EIS;
- to provide information in those areas where the Agency has regulatory authority and/or technical expertise, including NEPA implementation, risk assessment, risk management, Environmental Fate and Transport Modeling and EPA's policies on cleanups;
- to review and comment, in a timely manner, on the preliminary draft and final GEIS document.

The Agency points of contact are:

EPA

Director  
Office of Federal Activities  
Environmental Protection Agency  
401 M Street, SW  
Washington, DC 20460

Telephone: (202) 260-5053

NRC

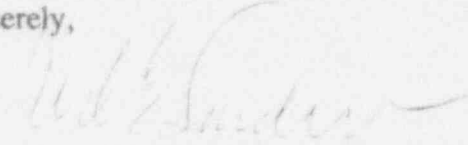
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Office of Nuclear Material  
Safety and Safeguards  
Nuclear Regulatory Commission  
One White Flint North Building  
11555 Rockville Pike  
Rockville, MD 20852

Telephone: (301) 504-3352

This letter shall be effective upon signature by both the EPA and the NRC. It can be modified by mutual agreement only. Any modification will be in writing. It will be terminated either when the NEPA process is completed on the NRC GEIS (after the GEIS Record of Decision) or when written notice is given by either Agency.

After signature, please provide a copy of the signed letter to the EPA point of contact. The EPA Office of Federal Activities will keep a copy of the letter and will distribute it internally to the participating offices.

Sincerely,



Richard E. Sanderson  
Director  
Office of Federal Activities

NRC Approval:



Mr. Robert M. Bernero  
Director  
Office of Nuclear Material  
Safety and Safeguards

Dec 9, 1993  
Date