



State of Utah

DEPARTMENT OF ENVIRONMENTAL QUALITY DIVISION OF RADIATION CONTROL

Michael O. Leavitt
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September 13, 1994

Handwritten signature: P. H. Lohaus

Paul H. Lohaus, Deputy Director
Office of State Programs
US Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Dear Mr. Lohaus:

During the period of March-April, 1993, an allegation involving Envirocare of Utah, Utah Radioactive Material License UT2300249, was made to the Nuclear Regulatory Commission (NRC). The allegation involved radioactive wastes generated from a remediation project in Pennsylvania. The allegation was sent to the State for resolution and as part of the investigation, documents were obtained from Envirocare of Utah. After resolution of the allegation, staff from the NRC requested some of the documents for their review including Envirocare Radioactive Shipment Records and others.

Recently, Dennis Sollenberger contacted my staff to discuss the transfer of copies of those records to the Environmental Protection Agency and also the placement of copies in the NRC's Public Documents Room. In October, 1990, the State agreed with Envirocare that the identification, i.e., the names and addresses of privately owned waste generators would be maintained as confidential. At Mr. Sollenberger's request, since some of the records sent to the NRC regarding the allegation contain the identification of the generator, we spoke to the licensee about the public availability of the documents. The licensee's position was the documents should not be made public without redacting the generator name and address. This information was conveyed to Mr. Sollenberger.

Please contact Dane Finerfrock, at 801-536-4250, if you require further assistance.

Sincerely,

Handwritten signature: William J. Sinclair

William J. Sinclair, Director
Division of Radiation Control