



Ron Benham  
Director Nuclear and Regulatory Affairs

May 26, 2021  
RA 21-0046

U. S. Nuclear Regulatory Commission  
ATTN: Document Control Desk  
Washington, DC 20555

Reference: Letter RA 21-0045 dated May 12, 2021, from Ron Benham, WCNOC, to  
KDHE, "Missed Quarterly Inspection per 40 CFR 266 Subpart N"

Subject: Docket No. 50-482: Missed Quarterly Inspection per 40 CFR 266 Subpart N

Commissioners and Staff:

Wolf Creek Nuclear Operating Corporation (WCNOC) is notifying the Nuclear Regulatory Commission (NRC) of a missed quarterly inspection per 40 CFR 266.230(b)(4), which was reported to the Kansas Department of Health and Environment (KDHE) on May 12, 2021.

KDHE approved WCNOC's Low Level Mixed Waste (LLMW) conditional exemption in accordance with 40 CFR 266 Subpart N on April 17, 2014. The exemption is conditional and based upon continued compliance with the requirements of 40 CFR 266.230.

The Reference provided notification to KDHE that WCNOC missed a quarterly inspection, per 40 CFR 266.230(b)(4), of the mixed waste storage area between the dates of March 28, 2019, and September 20, 2019. This is a period of 176 days. All records prior to March 28, 2019, and after September 20, 2019, were accurate and available for review. During this timeframe no new mixed waste was added to the storage area as documented in monthly hazardous waste inventories.

All conditions of 40 CFR 266.230 have continuously been met from the period starting on September 29, 2019. The missing inspection record identified during a routine Quality Assurance Surveillance on April 17, 2021, has been entered in the station corrective action program and immediate actions to report the missed inspection to KDHE per 40 CFR 266.240(a)(1) were completed within 30 days of learning of the failure. Additional actions have included verification of our internal tracking system to ensure inspections are completed on a quarterly basis. The failure to meet the requirement of 40 CFR 266.230(b)(4) did not endanger plant staff or cause a release to the environment.

This letter contains no commitments. If you have any questions concerning this matter, please contact me at (620) 364-4204.

Sincerely,

A handwritten signature in black ink that reads "Ron Benham". The signature is written in a cursive, flowing style.

Ron Benham

RDB/rlt

cc: S. S. Lee (NRC)  
W. Maier, Regional State Liaison Officer (NRC)  
S. A. Morris (NRC)  
N. O'Keefe (NRC)  
Senior Resident Inspector (NRC)