

March 26, 2013

MEMORANDUM TO: R. W. Borchardt
Executive Director for Operations

FROM: Annette L. Vietti-Cook, Secretary **/RA/**

SUBJECT: REVISED STAFF REQUIREMENTS – SECY-13-0001 – STAFF
RECOMMENDATIONS FOR IMPROVING THE INTEGRATION
OF THE ONGOING 10 CFR PART 61 RULEMAKING
INITIATIVES

The Commission has approved the staff's proposal for improving the efficiency of the ongoing rulemaking efforts to update the 10 CFR Part 61 regulatory framework for the disposal of commercial low-level radioactive waste. The staff should end further efforts associated with SECY-10-0165, "Staff's Approach to Comprehensive Revision to 10 CFR Part 61 (SRM M100617B)," and proceed with the integrated approach to revising 10 CFR Part 61 as described in SECY-13-0001.

After the limited rulemaking is complete, the staff should provide a CA note to the Commission on the second rulemaking effort for the waste classification tables. The CA note should outline the objectives and timeline for developing the regulatory basis of this second rulemaking, in consideration of the outcome of the near-term limited rulemaking that will precede it. The CA note to the Commission should identify the specific comments that have been received on the need for a second rulemaking, and clearly articulate the basis in accepting or dismissing their comments.

Additional changes to 10 CFR Part 61 that have the potential to further extend the time needed to complete the limited ongoing rulemaking should be avoided, if possible.

The staff should continue to work with stakeholders to address concerns associated with the reporting of certain highly-mobile radionuclides as required by Appendix G of 10 CFR Part 20.

cc: Chairman Macfarlane
Commissioner Svinicki
Commissioner Apostolakis
Commissioner Magwood
Commissioner Ostendorff
OGC
CFO
OCA
OPA
Office Directors, Regions, ACRS, ASLBP (via E-Mail)
PDR