

July 8, 2003

Mr. Robert R. Loux, Executive Director
Agency for Nuclear Projects
Office of the Governor
State of Nevada
1802 N. Carson Street, Suite 252
Carson City, Nevada 89701

Dear Mr. Loux:

I am responding on behalf of the Commission to your letter of May 6, 2003, requesting that the U.S. Nuclear Regulatory Commission (NRC) staff provide its model, the Total-System Performance Assessment (TPA) code, to the State of Nevada so that it can begin its technical review. In addition, you requested that a meeting be scheduled to discuss this information.

NRC staff spoke with you on April 25, 2003, and agreed to provide the TPA code, "Module Descriptions and User's Guide," and to establish a mutually agreeable meeting date. During a May 16, 2003, telephone conference, following several interactions between you and the NRC staff to arrange a mutually acceptable date, a meeting date of June 17, 2003, was determined to be acceptable. Consistent with existing practices, this meeting was open to all stakeholders. By letter dated May 21, 2003, NRC staff provided the above referenced TPA code.

The NRC staff's evaluation of the U. S. Department of Energy's (DOE's) model is ongoing. This review process includes interactions with DOE at public technical exchange meetings. The public meetings provide a forum for the State of Nevada and interested members of the public to stay informed on the status of NRC's evaluation of DOE's model. Direct access to DOE's model and codes should be requested of DOE.

If you have any further questions, please contact Mr. John Greeves, Director, Division of Waste Management, at (301) 415-7437.

Sincerely,

/RA/
Edward McGaffigan, Jr.
Acting Chairman