

From: "Bob Beleckis" <BBELECKI@tceq.state.tx.us>
To: <sromano@americanecology.com>, <apasconslt@aol.com>, <JMars80278@aol.com>, <usmeyer@aol.com>, <eselig@ardt.org>, <ejanssen@austin.utexas.edu>, <jim.elrod@bakeratlas.com>, <pam.giblin@bakerbotts.com>, <wsnell@bcm.tmc.edu>, <tristan@blackhat.net>, <sage@brooksdata.net>, <smitty@citizen.org>, <keithd2@cox.net>, <mbarnes27@cox.net>, <rjacobi@dbcity.net>, <gantonucci@duratekinc.com>, <r_j_simpson@earthlink.net>, <ken.krieger@earthtech.com>, <allenm@ecpi.com>, <Patrice.Bubar@em.doe.gov>, <kalkema@envirocareutah.com>, <brozowski.george@epa.gov>, <DOF@frederick-Law.com>, <dgpolan@hinklelawfirm.com>, <greg.williams@hq.doe.gov>, <woodward@hswww.com>, <mnorton@mdanderson.org>, <radiationtech@msn.com>, <dianed@nirs.org>, <jtg1@nrc.gov>, <phl@nrc.gov>, <OnealS@osc.army.mil>, <dwdmdb@overland.net>, <mford@pantex.com>, <andrew.neil@pathfinderlwd.com>, <shermanw@psd.state.vt.us>, <hcclark@rice.edu>, <erin.rogers@sierraclub.org>, <paula.craighead@state.me.us>, <gtpowell@stpegs.com>, <jph@swri.edu>, <jmsalsman@tamu.edu>, <KBOURLAN.WM2PO.FO@tceq.state.tx.us>, <Margaret.Henderson@tdh.state.tx.us>, <Richard.Ratliff@tdh.state.tx.us>, <rheyer@thermomt.com>, <L9mel@ttacs.ttu.edu>, <mmiksa@txbiz.org>, <dkay1@txu.com>, <gcampbell@uh.edu>, <jphillips@utsystem.edu>, <rstarkey@utsystem.edu>, <mlauer@valhi.net>, <fitz.trumble@wxsms.com>
Date: 7/10/03 5:25PM
Subject: LLRW Draft Rules Being Posted

Dear Stakeholders, The LLRW draft rules are being posted onto the TCEQ web page and will be available tonight, 7/10/03, after 5:00 or 6:00 P.M. The web page address is:

<http://www.tnrcc.state.tx.us/permitting/wasteperm/stakeholdergroup/llrw.html>

Thank you,

Bob Beleckis
MC-126, Radioactive Material Licensing
Waste Permits Division
Texas Commission on Environmental Quality
Phone: (512) 239-6073
E-mail: bbelecki@tnrcc.state.tx.us

CC: "Alan (Buddy) Henderson" <AHENDERS@tceq.state.tx.us>, "Devane Clarke" <DCLARKE@tceq.state.tx.us>, "Diane Mazuca" <DMAZUCA@tceq.state.tx.us>, "Don Redmond" <DREDMOND@tceq.state.tx.us>, "George FitzGerald" <GFITZGER@tceq.state.tx.us>, "Gary Trim" <GTRIM@tceq.state.tx.us>, "Jeff Horvath" <JHORVATH@tceq.state.tx.us>, "John Racanelli" <JRACANEL@tceq.state.tx.us>, "Minor Hibbs" <MHIBBS@tceq.state.tx.us>, "Susan Jablonski" <SJABLONS@tceq.state.tx.us>, "Wade Wheatley" <WWHEATLE@tceq.state.tx.us>

From: Patricia Larkins
To: Bob Beleckis
Date: 7/11/03 5:37PM
Subject: Re: LLRW Draft Rules Being Posted

I am the Agreement State Project Officer (ASOP) for Texas. I received a copy of your email notification to Paul Lohaus, Director, NRC Office of State and Tribal Programs regarding the 7/18/03 proposed rule stakeholder meeting on revisions to LLRW rules. Can you clarify where you are in your rulemaking process? I am assuming that you are required by State law to hold public meetings on proposed rules and provide a specified period of time for public comment. I am also assuming that the process includes review and incorporation of public comments prior to providing the draft rules to the State rules review committee or agency. Upon incorporation of the rules review committee comments, you may possibly proceed to the legislature. Under the NRC rule review process identified in STP Procedure SA-200, Agreement State draft rules should be provided to NRC for review after incorporation of any public comments. It does not appear that you have reached that step in the process.

>>> "Bob Beleckis" <BBELECKI@tceq.state.tx.us> 07/10/03 05:24PM >>>

Dear Stakeholders, The LLRW draft rules are being posted onto the TCEQ web page and will be available tonight, 7/10/03, after 5:00 or 6:00 P.M. The web page address is:

<http://www.tnrcc.state.tx.us/permitting/wasteperm/stakeholdergroup/llrw.html>

Thank you,

Bob Beleckis
MC-126, Radioactive Material Licensing
Waste Permits Division
Texas Commission on Environmental Quality
Phone: (512) 239-6073
E-mail: bbelecki@tnrcc.state.tx.us

CC: John Zabko; Patricia McGrady-Finneran

From: John Zabko
To: BBELECKI@tceq.state.tx.us
Date: 7/14/03 9:29AM
Subject: LLRW Draft Rules

Bob,

I am the Agreement State Regulation Project Manager here in the Office of State and Tribal Programs, US Nuclear Regulatory Commission. I am contacting you in regards a Texas rule submission that was recently forwarded to me. I think it came to this office before it should have and possibly just forwarded to me out of turn. I'm assuming that you were not ready to submit this for formal NRC review, or it would have come here in the standard form using a cover letter. It appears to me, from the web site, that this is just an advanced notice of Texas rulemaking. We would not need to see it at this stage. If you do intend to submit this rule for formal NRC review, does any of this rule fall into NRC compatibility areas?

If you would like to call me to discuss this I would be happy to explain the whole review process to you. If you would like to talk to someone in Texas, Cindy Cardwell, Deputy Director of Regulations and Standards, knows the NRC regulation review procedures and can help you.

My number is 301.415.2308.

Thank you
John Zabko

CC: Cindy.cardwell@tdh.state.tx.us; Josephine Piccone; Patricia Larkins

From: "Bob Beleckis" <BBELECKI@tceq.state.tx.us>
To: <JGZ@nrc.gov>, <PML@nrc.gov>
Date: 7/14/03 9:53AM
Subject: Re: LLRW Draft Rules

Patricia & John, You are correct. The TCEQ Draft Rules are not ready for formal submission to the NRC. You have been provided this information as a courtesy so that you may participate earlier in our rulemaking process as a stakeholder. The person who knows a lot more about where we are in the process is Devane Clarke, TCEQ Rules Specialist, (512) 239-5604. I have asked Devane to get in touch with you. In addition, Susan Jablonski is in overall charge of our rulemaking process. Her number is (512) 239-6731.

Respectfully,

Bob Beleckis
MC-126, Radioactive Material Licensing
Waste Permits Division
Texas Commission on Environmental Quality
Phone: (512) 239-6073
E-mail: bbelecki@tnrcc.state.tx.us

From: "Bob Beleckis" <BBELECKI@tceq.state.tx.us>
To: <JGZ@nrc.gov>, <pml@nrc.gov>
Date: 7/14/03 10:20AM
Subject: Re: LLRW Draft Rules

John & Patricia, I have added your e-mail addresses to our Stakeholder Notice list so that you will receive e-mails directly and Mr. Lohaus will not have to forward them to you.

Best Regards,

Bob

>>> "John Zabko" <JGZ@nrc.gov> 07/14/03 08:59AM >>>
Thank you very much, I will follow up with that.

CC: <pml@nrc.gov>, "Devane Clarke" <DCLARKE@tceq.state.tx.us>, "Susan Jablonski" <SJABLONS@tceq.state.tx.us>