



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

July 5, 1983

NOTE TO: R. Browning
FROM: John G. Davis
SUBJECT: DOE ADVISORY GROUP

Note your attached memorandum. What is the status of this? I recall some communication from the Chairman regarding this "group." Do you have anything active on this now?

As a matter of ^{interest} ~~intent~~, OMB will ask Hodel to ask this group to review total (at least DOE and NRC) resource needs under NWPA. The OMB "initial installment" of 25 FTE's was on the basis that the DOE needs and schedules were not clear.

A handwritten signature in dark ink, appearing to be "JGD", is written above the typed name.

John G. Davis

8506180113 850423
PDR FOIA
EYEB5-170 PDR

ENCLOSURE 2

The Honorable Donald Paul Hodel
Secretary of Energy
Washington, DC 20585

Dear Mr. Secretary:

Thank you for your letter of June 9, 1983 informing me of your intent to establish an advisory panel to assist you in the study required by Section 303 of the Nuclear Waste Policy Act.

Early in your process of establishing an advisory panel we voiced a concern that the proposed charter for the panel did not provide for keeping NRC abreast of the panel's progress. This concern has been resolved in subsequent staff discussions and we have been extended the opportunity to have an NRC observer attend the advisory panel meetings. I am pleased with this arrangement and believe that it will afford us the appropriate means of following the panel's progress and will enhance our ability to consult with you promptly on completion of the advisory panel's report.

In regard to the scope of NRC involvement with this study, we intend to limit our area of consultation to the examination of potential impacts on NRC regulatory responsibility which may flow from any recommended alternative management proposal.

I look forward to a meaningful exchange in the coming months.

Sincerely, .

Nunzio J. Palladino
Chairman

119

July 8, 1983

The Honorable Donald Paul Hodel
Secretary of Energy
Washington, DC 20585

Dear Mr. Secretary:

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Sincerely,

Treated as Chairman Correspondence
Ref.-CR-83-110

Original signed by
Nunzio J. Palladino

Nunzio J. Palladino
Chairman

Distribution:

WM s/f	JDavis	HDenton
NMSS r/f	WDircks	RMinogue
DHuff	EDO 13227	GKerr, SP
MKearney	EDO r/f	GCunningham
JBunting	ABentley	
JSurmeier	ETana	
DMattson	JRoe	
RBrowning	TRehm	
Dmausshardt	VStello	

Revised in OEDO 6/29/83 (ED0563) - see previous ORC for concurrences

SECY	OCM	EDM	SCM	CHRM
T. Combs	N. J. Palladino	N. J. Palladino	N. J. Palladino	N. J. Palladino
7/7/83	7/7/83	7/7/83	7/7/83	7/7/83

OFFICE	WMPI	WMPI	WMPI	WM	NMSS	EDO	OCM
SURNAME	DHuff/kaj	MKearney	JBunting	RBrowning	Dmausshardt	WJDircks	NJPalladino
DATE	6/24/83	6/24/83	6/24/83	6/24/83	6/24/83	6/24/83	7/7/83

[illegible]



OFFICE OF THE
CHAIRMAN

UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555

July 8, 1983

The Honorable Donald Paul Hodel
Secretary of Energy
Washington, DC 20585

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Sincerely,

A handwritten signature in dark ink, reading "Nunzio J. Palladino", is written over a horizontal line.

Nunzio J. Palladino
Chairman

No. 83 1942 Logging Date 6/14/83

NRC SECRETARIAT

TO: ☐ Commissioner _____ Date _____

☒ Exec. Dir./Oper. _____ ☐ Gen. Counsel _____

☐ Cong. Liaison _____ ☐ Solicitor _____

☐ Public Affairs _____ ☐ Secretary _____

☐ _____ ☐ Inspector & Auditor _____

☐ _____ ☐ Policy Evaluation _____

Incoming: Donald Paul Hodel

From: xxx Dept of Energy

To: Palladino Date 6/9/83

Subject: alternative xxx approaches to managing the const
and oper of all civilian radioactive waste management fac,
including the feasibility of establishing a private corp--
considering nominations

☒ Prepare reply for signature of:

☒ Chairman

☐ Commissioner _____

☐ EDO, GC, CL, SOL, PA, SECY, IA, PE

☐ Signature block omitted

☐ _____

☐ Return original of incoming with response

due 6/24/83

☐ For direct reply *

☒ For appropriate action

☐ For information

Rec'd Off. EDO

Date.....6-15-83

Time.....8:15 AM

Remarks: RF

For the Commission: billie

*Send three (3) copies of reply to Secy Correspondence and Records Branch



THE SECRETARY OF ENERGY
WASHINGTON, D.C. 20585

June 9, 1983

Honorable Nunzio J. Palladino
Chairman, Nuclear Regulatory Commission
Washington, D.C. 20555

Dear Mr. Chairman:

Section 303 of the Nuclear Waste Policy Act of 1982 (P.L. 97-425) requires the Department of Energy (DOE) to study alternative approaches to managing the construction and operation of all civilian radioactive waste management facilities, including the feasibility of establishing a private corporation for such purposes. DOE must submit a Report to Congress by January 7, 1984, which will include a thorough and objective analysis of the advantages and disadvantages of each alternative approach.

In accordance with the statute, the study shall be conducted in consultation with the Director of the Office of Management and Budget, the Chairman of the Nuclear Regulatory Commission, and other appropriate Federal Agency representatives. I wish to inform you of an action I have taken to assist in the development of this study.

I am establishing, with the concurrence of the Committee Management Secretariat of the General Services Administration, an Advisory Panel on Alternative Means of Financing and Managing (AMFM) Radioactive Waste Facilities.

I am considering nominations of persons with appropriate capabilities and background to serve on the AMFM Panel, which will consist of approximately ten members. Panel members will be selected from a cross-section of interested persons and groups. Participants will need expertise in the areas of utility regulation; utility operations; public administration and management organization; corporate financing; law; State/local governments and Indian nations; public interest/consumer groups; nuclear industry operations; and Federal/State legislatures.

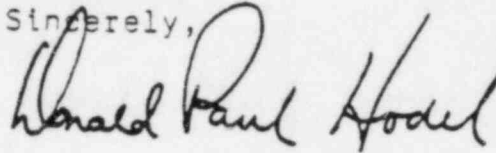
I am having a notice published in the Federal Register. After a 15-day waiting period, a Charter will be filed with the appropriate standing committees of Congress and the Library of Congress.

~~8308050092~~
8pp

-2-

I shall notify you when the Panel is selected to provide you with the names of the members and the time and place of their first meeting.

Sincerely,

A handwritten signature in dark ink, reading "Donald Paul Hodel". The signature is written in a cursive style with a large, stylized initial "D".

DONALD PAUL HODEL

DEPARTMENT OF ENERGY

CHARTER

ADVISORY PANEL ON ALTERNATIVE MEANS OF
FINANCING AND MANAGING RADIOACTIVE WASTE FACILITIES

1. Panel's Official Designation:

Advisory Panel on Alternative Means of Financing and Managing (AMFM) Radioactive Waste Facilities.

2. Objectives and Scope of Activities:

To study and report to the Department of Energy on alternative means of financing and managing civilian radioactive waste facilities, pursuant to Section 303 of the Nuclear Waste Policy Act of 1982 (P.L. 97-425). The panel's report will include a thorough and objective analysis of the advantages and disadvantages of each alternative approach. The panel shall complete its report and deliver its report to the Department by November 15, 1983.

3. Time Period Necessary for the AMFM to Carry Out Its Purpose:

Approximately 10 months.

4. Official to Whom this AMFM Reports:

The Secretary of Energy, through the Project Director, Nuclear Waste Policy Act Project Office.

5. Agency Responsible for Providing Necessary Support for the AMFM:

The DOE. Within the DOE, primary support shall be furnished by the Nuclear Waste Policy Act Project Office.

6. Description of Duties for Which the AMFM is Responsible:

The duties of the Panel are solely advisory and are stated in paragraph 2 above.

7. Estimated Annual Operating Costs in Dollars and Person-Years:

\$330,000: 0.75 person-years.

8. Estimated Number and Frequency of Meetings:

The AMFM will meet approximately six times, on a monthly basis between May and November 1983, or as deemed appropriate by the Department of Energy.

9. AMFM Termination Date:

No later than March 7, 1984.

10. AMFM Members:

The AMFM shall consist of approximately ten members appointed by the Secretary of Energy. The Secretary shall also designate one member to serve as chairman.

This Charter for the AMFM named above is hereby approved on:

Date: _____

K. Dean Helms
Advisory Committee Management Officer

Date Filed: _____

NRC FORM 218
(4-78)
NRCM 0240

U.S. NUCLEAR REGULATORY COMMISSION

DATE
7/28/83

TELEPHONE OR VERBAL CONVERSATION RECORD

TIME 2:00

☐ A.M.
☒ P.M.

☒ INCOMING CALL

☐ OUTGOING CALL

☐ VISIT

PERSON CALLING

Mike Kearney

OFFICE/ADDRESS

NMSS/WM

PHONE NUMBER | EXTENSION

PERSON CALLED

Dan Garner

OFFICE/ADDRESS

Chairman's Office

PHONE NUMBER | EXTENSION

CONVERSATION

SUBJECT
NWPA Section 303-review of Background info. for AMFM Panel.

SUMMARY

On July 22, 1983 we received for comment a copy of the draft background material that DOE's Sec. 303 contractor, the Human Affairs Research Center (HARC), had pulled together for the AMFM Panel Members to review prior to their meeting. I called Paul Goldberg (OPE) to find out who was handling this for the Chairman: Dan Garner returned my call. He made three points:

- (1) the Chairman's office expects NMSS to provide the NRC observer for the AMFM meetings
- (2) the Commission should be kept informed of what transpires at the meetings
- (3) the Commission will be involved in the consultation role, not just the Chairman.

REFERRED TO:

ACTION REQUESTED Identify an NMSS observer

☐ ADVISE ME OF
ACTION TAKEN.

INITIALS

DATE

ACTION TAKEN A staff paper is being prepared by
Darrell Huff.

INITIALS

DATE

A4

CONVERSATION RECORD

TIME

DATE _____

TYPE

☐ VISIT

☐ CONFERENCE☐ TELEPHONE☐ INCOMING☐ OUTGOING

Location of Visit/Conference:

NAME OF PERSON(S) CONTACTED OR IN CONTACT
WITH YOU

Dave Anderson

ORGANIZATION (Office, dept., bureau,
etc.)

DOE/Morgan

TELEPHONE NO.

SUBJECT

SEC. 303

SUMMARY

HARC (Human Affairs Research Center) is doing a \$150K Section 303 study for DOE. Another \$100K has been set aside for follow on.

ACTION REQUIRED

NAME OF PERSON DOCUMENTING CONVERSATION

SIGNATURE

DATE _____

ACTION TAKEN

prep. by Kearney

SIGNATURE

TITLE

DATE _____

CONVERSATION RECORD

TIME ~ 4:00

DATE 7/29/83

TYPE

☐ VISIT

☐ CONFERENCE

☒ TELEPHONE

☐ INCOMING
☒ OUTGOING

Location of Visit/Conference:

NAME OF PERSON(S) CONTACTED OR IN CONTACT WITH YOU

Richard Williamson

ORGANIZATION (Office, dept., bureau, etc.)

OOE

TELEPHONE NO.

252-5493

ROUTING

NAME/SYMBOL IN

SUBJECT

Section 303 of the NWPA - Background Information for the AMEM Advisory Panel

SUMMARY

The following two recommendations were discussed concerning the documents being prepared for the use of the AMEM Panel

(1) The second document entitled Foreign Organizational Structures for Radioactive Waste Management should cover international groups (e.g., IAEA, OECD/NEA) which provide guidance concerning organizational and regulatory structure

(2) Copies of the NRC regulations involving waste management should be provided to the Panel.

Both recommendations were well received and I agreed to provide Rich with a package of the appropriate NRC regulations.

Concerning the appointment of individuals to the AMEM Panel the following information was obtained:

(continued on next page)

ACTION REQUIRED

NAME OF PERSON DOCUMENTING CONVERSATION

Carrell A. Huff

SIGNATURE

Carrell A. Huff

DATE

8/1/83

ACTION TAKEN

SIGNATURE

TITLE

DATE

A5

(1) A short list of names has been provided to Morgan and is presently under consideration.

(2) Rich did not know who was on the list due to its highly confidential nature.

(3) It is uncertain as to when the Panel will actually begin working; however, since the process of selection, confirmation, and publishing a Federal Register notice for the first meeting will take a minimum of three weeks, the best estimate at this time is that work will begin in three to five weeks.

Rich agreed to let me know as soon as possible who will be on the Panel and when it will begin meeting. In return, I agreed to let him know who the NRC observer will be at the Panel meetings as soon as it is determined who this will be.