



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

NOV 2 1991

MEMORANDUM FOR: George G. Beveridge, Chief
Program Implementation Branch
Program Management, Policy
Development and Analysis Staff, NMSS

FROM: John H. Austin, Chief
Decommissioning and Regulatory
Issues Branch
Division of Low-Level Waste Management
and Decommissioning, NMSS

SUBJECT: MODIFICATION TO STATEMENT OF WORK FOR FIN L-1647

I am requesting that PMDA issue a work order to modify Phase II and Phase III of the Statement of Work (SOW) for FIN L-1647 as outlined below.

1. Include the following at the end of the section entitled "Task 5 - Collect and Analyze Mixed Waste Data." "Participation by NRC and Agreement State licensees in the survey outlined in Phase II is considered to be voluntary in nature. As such, ORNL may only encourage licensee participation. ORNL may not claim, or make representations, that response by licensees to requests for information by ORNL is mandatory or required. Participants will be offered the greatest degree of confidentiality possible. NRC and EPA are not collecting this data with the intent of taking any enforcement actions against survey respondents. Unless a future development, involving the protection of the public health and safety and the environment, warrants the release of the names of the survey respondents, ORNL will not provide NRC or EPA any information on the identity of any licensees contacted in relation to this project. Except as outlined above, data and results from the survey will only be provided to NRC, EPA or other groups or individuals, as approved in writing by the NMSS PM, in an aggregated format, stripped of any specific licensee identifiers."
2. Include the following at the end of the section entitled "Task 8 - Document Results." "At the conclusion of Task 8 ORNL will retain all raw data that contains information or licensee identifiers (e.g., completed survey forms, follow-up call notes and records, records of interviews with licensees, etc.) regardless of the form of the record (e.g., hard copy, computer disk, etc.) for seven years. After seven years from the completion of Task 8 ORNL shall destroy this information. ORNL may retain only that information and data for which written approval has been obtained from the NMSS PM."

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George G. Beveridge

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NO. 2 23

This modification does not add additional work or resources to the SOW. As such this modification is not expected to impact the cost or schedule for delivery of the products under FIN L-1647.

If you have any questions on this subject, please contact me at X-20560 or Nick Orlando, Project Manager, at X-20566.



John H. Austin, Chief
Decommissioning and Regulatory
Issues Branch
Division of Low-Level Waste Management
and Decommissioning, NMSS

NOV 25 1991

George G. Beveridge

- 2 -

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/S/

John H. Austin, Chief
Decommissioning and Regulatory
Issues Branch
Division of Low-Level Waste Management
and Decommissioning, NMSS

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ACNW YES	___	NO	<u>X</u>				

SUBJECT ABSTRACT: MODIFICATION OF STATEMENT OF WORK (SOW) FOR FIN L-1647

*See previous concurrence

OFC :LLDR*	:PMPI*	:LLDR*	:OGC*	:LLDR*	:
NAME:DOrlando/no/cv	:EDavis	:MWeber	:CHolzle	:JAustin	:
DATE:10/20/91	:10/22/91	:10/22/91	:10/25/91	:11/25/91	:

OFFICIAL RECORD COPY - STATEMENT OF WORK



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

AUG 7 1991

TO NRC LICENSEES, RCRA STATE PROGRAM DIRECTORS, AND OTHER INTERESTED PARTIES

SUBJECT: ANNOUNCING PLANS FOR MIXED WASTE SURVEY

The purpose of this notice is to inform you of an upcoming survey and to request your support in making this effort a success. The U.S. Nuclear Regulatory Commission (NRC) and the U.S. Environmental Protection Agency (EPA) are conducting a voluntary survey to collect information to develop a national profile on the volumes, characteristics, and treatability of commercially generated mixed waste. Mixed waste is waste that contains a radioactive component subject to the Atomic Energy Act (AEA) and a hazardous component subject to the Resource Conservation and Recovery Act (RCRA). The Office of Management and Budget has approved the agencies' plan to survey some 1200 respondents. Since this survey will be limited to approximately 1200 respondents, not every licensee who receives this letter will receive a survey questionnaire. We hope to be in a position to begin the actual survey by September 1991. The results of the survey will be published in the Spring of 1992.

This project was undertaken by the two agencies at the request of the Host State Technical Coordinating Committee (TCC). In May 1990, a letter was sent to NRC Chairman Kenneth M. Carr and EPA Administrator William K. Reilly, by the TCC, requesting the development of a national profile on the volumes and characteristics of commercially generated mixed waste. The stated intent of the national profile should be "... to provide needed information to States and compact officials, private developers, and Federal agencies to assist in the planning and development of treatment and disposal facilities for mixed waste." As a result of this letter and consultations between NRC, EPA, and the Department of Energy (DOE), a contract was awarded to Oak Ridge National Laboratory (ORNL), to initiate work on this study.

This study began with an evaluation of past State, compact, and industry survey data to determine if these data are adequate for compiling a national mixed waste profile. At the conclusion of this initial phase, ORNL found that there was much useful existing information, but that the many different survey objectives and survey methods used, as well as the different timeframes involved in earlier surveys, argue against sole reliance on the existing data. ORNL recommended that a new survey be undertaken, and the two agencies adopted this recommendation.

The survey results are expected to help meet the current information needs of NRC, EPA, States and compact officials, and private developers. This information is expected to: (1) provide States and compacts with information to assist in planning and developing adequate disposal capacity for low-level radioactive waste, including mixed waste, as mandated by the Low-Level Radioactive Waste Policy Amendments Act; (2) provide private developers with a clearer idea of the characteristics and volumes of mixed waste and the technical capability and capacity needed to treat this waste; and (3) provide a reliable national data base on the volumes, characteristics, and treatability of commercial mixed waste. This data may also serve as a basis for possible Federal actions to effectively manage and regulate the treatment and disposal of mixed waste.

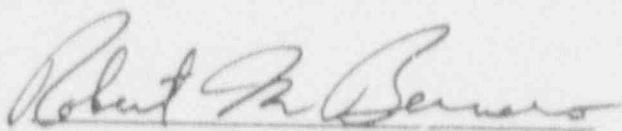
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Multiple addressees

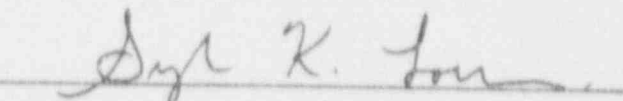
- 2 -

The agencies' intent in conducting this survey is to collect accurate and complete information on mixed waste for the reasons outlined above. The data are not being collected for any enforcement purpose. Survey responses will be submitted to and retained by ORNL. Survey results will be provided to NRC and EPA, stripped of any facility identification. Also, any survey results published by NRC or EPA would not identify individual facilities.

States, compact officials, and generators of low-level radioactive waste are asked to support and cooperate with this survey to help ensure that compilation of a national profile will be a meaningful and credible undertaking. The agencies' goal is to achieve at least a 75-percent response rate for this survey. Agreement State cooperation and support are especially needed to ensure that the survey provides a truly national profile. Therefore, NRC and EPA are particularly seeking the aid of Agreement State officials to facilitate making contact with Agreement State licensees. Because of the time-sensitive nature of the project, and our need to compile a national data base, we plan to make direct contact with Agreement State licensees in distributing the survey questionnaire. If this should pose a problem with any Agreement States, please contact Mr. Vandy Miller, Assistant Director for State Agreements Programs, NRC, on 301-492-0326. Any questions about the survey itself should be directed to Chad Glenn, NRC, on 301-492-0567, or Richard LaShier, EPA, on 202-382-2228.



Robert M. Bernero, Director
Office of Nuclear Material Safety
and Safeguards
U.S. Nuclear Regulatory Commission



Sylvia K. Lowrance, Director
Office of Solid Waste
U.S. Environmental Protection Agency

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Dec. 10, 1991

FREEDOM OF INFORMATION REQUEST

FREEDOM OF INFORMATION
ACT REQUEST

Chief, FOI and Privacy Branch
US Nuclear Regulatory Commission
Office of Administration
Washington DC 20555

FOIA-91-561
Rec'd 12-11-91

Dear Sir or Madam:

The November 22 issue of the NRC's *Weekly Information Report*, Enclosure B, p. 2, reports on the completion of a pretest questionnaire for the National Profile on Mixed Waste. This task, the report entry says, was performed by ORNL, with questionnaires sent to 20 licensee members of ACURL. The responses have now been catalogued and tabulated.

After a search through the NRC's L Street Public Document Room, we are unable to find these materials.

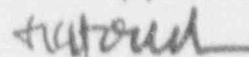
Pursuant to 5 U.S.C. 552(a)(4)(iii) governing FOIA requests and fee waivers, I am requesting the following documents:

- (1) ORNL's completion of the data from this survey and any accompanying discussion.
- (2) A copy of the questionnaire sent out to the licensees.
- (3) Copies of the licensees' responses.

Atoms & Waste is the monthly publication of Don't Waste U.S., a 501(c)(3) corporation dedicated to providing public information on nuclear issues. We communicate regularly to approximately 4000 readers in all 50 states and abroad, and therefore it is our expectation that fees for this search and copying task will be waived.

With thanks in advance for your help in this matter, I am

Sincerely yours,



Kemp Houck
Editor

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