

Update on 10 CFR Part 61 Rulemaking

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2013 Waste Management Conference
Phoenix, Arizona

Commission Direction

- **SRM-SECY-08-0147 (March 18, 2009)**
- **SRM-SECY-10-0043 (October 13, 2010)**
- **SRM-COMWDM-11-0002/COMGEA-11-0002 (January 19, 2012)**
 - **ICRP methodologies**
 - **Two-tiered period of performance**
 - **Waste Acceptance Criteria flexibility**
 - **Regulatory compatibility**

2009-11

Rulemaking Activities

DATE	EVENT
September 2009	Public Meetings: Maryland and Utah
December 2009	ACRS Subcommittee Briefing
March 2010	ACRS Full Committee Briefing
May 2011	Preliminary Rule Text and Regulatory Basis Published Public Meeting: Maryland
June 2011 August 2011	ACRS Subcommittee Briefings
July 2011 September 2011	ACRS Full Committee Briefings
September 2011	Preliminary Rule Text and Implementing Guidance Sent to NRC Agreement States

2012 Public Outreach Campaign



DATE	2012 EVENT	FORMAT
March 2	NRC-Sponsored Public Meeting (Phoenix, AZ)	Public meeting conducted following <i>Waste Management 2012 symposium</i>
April 23–24	Spring 2012 Low-Level Radioactive Waste (LLW) Forum Meeting (San Francisco, CA)	Staff presentation
May 8–10	Organization of Agreement States/Conference of Radiation Control Program Directors Annual Meeting (Orlando, FL)	Staff presentation
May 15	NRC-Sponsored Public Meeting (Dallas, TX)	Public Meeting
June 21	Electric Power Research Institute (EPRI) International LLW Conference & Exhibit Show (Tucson, AZ)	Staff presentations
July 19	NRC-Sponsored Public Meeting (Rockville, MD)	Public Meeting (including expert panels)

January 2012 SRM Public Meeting Feedback

- **ICRP Recommendations**
 - General support
- **TOC/POP**
 - Two-tiered approach: general support
 - Term “Foreseeable Future”: mixed response
 - <1000 yrs; 1000-10,000 yrs; >10,000 yrs
 - Term undefined
- **WAC**
 - General support
 - Concerns about State responsibilities
- **Compatibility**
 - Preserve flexibility and maintain neutrality

December 2012 Draft Rule Text: Public Feedback



- **Performance Assessment**
- **Compliance Period**
 - Two-tiered approach
 - Term “Foreseeable Future”
- **Inadvertent Intrusion Analysis**
- **ICRP Recommendations**
- **WAC**
- **Compatibility**
- **Part 61 Concepts**
- **Appendix G to Part 20**
- **Miscellaneous Comments**

Next Steps

- **Brief Subcommittee and Full Committee of ACRS**
 - Spring 2013
- **Submit Proposed Rulemaking Package to the EDO**
 - July 2013
 - To include implementing guidance
- **Seek Public Comments (Subject to Commission Approval)**
 - Late Summer/Early Fall 2013 (?)