

47 FR 53892-01, 1982 WL 153559(F.R.)
PROPOSED RULES
NUCLEAR REGULATORY COMMISSION
10 CFR Part 61

Licensing Requirements for Land Disposal of Radioactive
Waste; Availability of Final Environmental Impact Statement

Tuesday, November 30, 1982

*53892 AGENCY: Nuclear Regulatory Commission.

ACTION: Notice of availability.

SUMMARY: The Commission announces the availability of a Final Environmental Impact Statement (FEIS) being issued under the National Environmental Policy Act of 1969 and the Commission's regulation 10 CFR Part 51 to support the Commission's final regulation 10 CFR Part 61, "Licensing Requirements for Land Disposal of Radioactive Waste." The FEIS has been prepared based upon public comments received on a Draft Environmental Impact Statement (DEIS) published in September 1981 to support the proposed Part 61 regulation.

DATE: The Commission expects to published the final Part 61 regulation in the Federal Register approximately 30 days following the date of the Environmental Protection Agency's Federal Register notice of availability of the FEIS.

ADDRESSES: Copies of the FEIS (NUREG-0945) are available for purchase from the GPO Sales Program, Division of Technical Information and Document Control, U.S. Nuclear Regulatory Commission, Washington, DC 20555, (301) 492-9530. Copies are also available from the National Technical Information Service (NTIS), Springfield, VA 22161. The FEIS is available for public inspection at the Commission's Public Document Room located at 1717 H Street NW, Washington D.C. Copies of public comments received by the Commission on the proposed Part 61 regulation and DEIS are contained in the FEIS. They are also available for inspection at the Public Document Room.

FOR FURTHER INFORMATION CONTACT:

Paul H. Lohaus, Low-Level Waste Licensing Branch, Division of Waste Management, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington D.C. 20555, Telephone (301) 427-4500.

SUPPLEMENTARY INFORMATION:

Availability of Final Environmental Impact Statement on 10 CFR Part 61; Licensing Requirements for Land Disposal of Radioactive Waste

Pursuant to the National Environmental Policy Act of 1969 and the United States Nuclear Regulatory Commission's Regulations in 10 CFR Part 51, notice is hereby given that a Final Environmental Impact Statement (FEIS) on 10 CFR Part 61, "Licensing Requirements for Land Disposal of Radioactive Waste," has been prepared by the Commission's Office of Nuclear Material Safety and Safeguards and is available for inspection by the public in the Commission's Public Document Room located at 1717 H Street NW, Washington D.C. The FEIS has been prepared based upon consideration of public comments received upon the Draft Environmental Impact Statement (DEIS) on the Part 61 rule, the availability of which was noticed in the Federal Register on October 22, 1981 ([46 FR 51776](#)). A ninety-day comment period was offered in the October 22 Federal Register notice.

NRC regulations in 19 CFR Part 51 state that a permit, license, order or effective regulation for which an environmental impact statement is required should not be issued until 30 days following provision of the final environmental impact statement to the Environmental Protection Agency (EPA) and commenting agencies, and made available to the public. Accordingly, copies of the Part 61 FEIS have been provided to the EPA provided to all other persons, organizations, or agencies who commented on the DEIS, and placed in the Commission's Public Document Room. The EPA will notice receipt of the FEIS in the Federal Register. NRC expects to publish the final Part 61 regulation in the Federal Register 30 days following the EPA notice.

Other Federal and State agencies are also being provided with copies of the FEIS. The FEIS is also being made available at the State Clearinghouses. Copies of the FEIS (identified as NUREG-0945) are available for purchase from the GPO Sales Program, Division of Technical Information and Document Control, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Telephone (301) 492-9530. Copies are also available from the National Technical Information Service (NTIS), Springfield, VA 22161. The three volume document is priced at \$31.50. Individual volumes may also be purchased at the following prices: Volume 1—\$7.50, Volume 2—\$13.00, and Volume 3—\$11.00.

The DEIS was published as a four-volume set identified as NUREG-0782, and contained an exhaustive and detailed analysis of a wide range of alternatives. Based upon public comment NRC staff chose not to republish this exhaustive analysis, but rather to use the DEIS as a resource and reference document to the FEIS. In the FEIS, identified as NUREG-0945, the alternatives analyzed have been grouped into four major cases which present the basis for decisions made regarding the Part 61 requirements. Changes made to the DEIS and assumptions used in the analysis are noted in the FEIS. Other changes to the draft which are not critical to the analyses are presented in an FEIS appendix as DEIS errata.

***53893** The FEIS is divided into three volumes. Volume 1 contains the summary and six chapters. Chapter 1 is an introduction which describes the proposed action and presents the purpose, scope, need and structure of the FEIS. Chapter 2 presents background information about low-level wastes, describes the affected environment, and reviews the historical basis for the Part 61 rule. Chapter 3 summarizes the major comments received, changes made, and actions taken by the NRC staff in response to the comments. Chapter 4 describes the pathways of exposure analyzed, impact measures used, specific alternatives analyzed, and presents the results. Chapter 5 presents final conclusions and requirements derived from the analysis of alternatives. Chapter 6 presents the typical and unmitigated impacts of the Part 61 rule based on analysis of disposal of waste on a regional basis following the final requirements in Part 61.

Volumes 2 and 3 of the FEIS contain a series of supporting appendices: Appendices A and B are published as Volume 2 while Appendices C through F are published as Volume 3. The following is a list of appendices.

Appendix A—Staff Analysis of Public Comments on the Draft EIS for 10 CFR Part 61 (Includes copies of Public Comments)

Appendix B—Staff Analysis of Public Comments on Proposed 10 CFR Part 61 Rulemaking (Includes copies of Public Comments)

Appendix C—Revisions to Impact Analysis Methodology

Appendix D—Computer Codes Used for Final EIS Calculations

Appendix E—Errata for the Draft EIS for 10 CFR Part 61

Appendix F—Proposed Final Rule and Supplementary Information.
Dated at Silver Spring, Md., this 19th day of November, 1982.

For the Nuclear Regulatory Commission.

Ross Scarano,

Chief, Low-Level Waste Licensing Branch, Division of Waste Management.

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