



**DOE-NRC Meeting on  
Decommissioning Plan under  
West Valley Demonstration  
Project Act**

**May 19, 2008**

## Purpose of Meeting

- Discuss process for submittal and review of DOE's Phase 1 Decommissioning Plan (DP) for the West Valley Demonstration Project (WVDP).
- Discuss scope and content of DOE's DP for Phase 1 decommissioning.



## Need for DP

- DOE obligated under W/VDP Act and DOE/NRC Memorandum of Understanding (MOU) to submit plan for NRC review and comment.
- NRC obligated to provide comments and specify with precision its objections to any provision of the plan.
- NRC unable to fulfill its obligation without a plan that is closely linked to License Termination Rule (LTR).



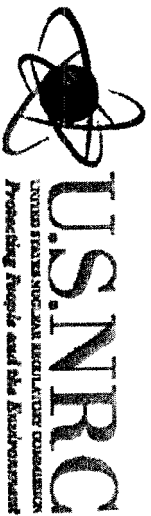
# Decommissioning Process for DOE under the WVDP Act

- NRC prescribed decommissioning requirements pursuant to Section 2(a)(5) of the WVDP Act
  - NRC prescribed its LTR as the decommissioning requirements in Policy Statement issued on February 1, 2002 (67 FR 5003).



# Decommissioning Process for DOE under the WVDP Act (Cont'd)

- DOE submits DP at roughly same time as it submits its Draft Environmental Impact Statement (EIS)
  - Upon submission of the DP, DOE publishes a Federal Register notice and makes DP available for public inspection (as required by WVDP Act).
  - NRC only solicits public comment on any alternative criteria or exemptions to the LTR proposed in the DP, pursuant to its Policy Statement.
  - Phase 1 DP is not expected to contain any alternative criteria or exemption requests.



## Decommissioning Process for DOE under the WVDP Act (Cont'd)

- NRC performs DP completeness review.
- NRC performs detailed review of DP.
- NRC issues Request for Additional Information (RAI), if necessary
  - NRC RAI's and DOE responses to RAI's will be made available for public inspection.



## Decommissioning Process for DOE under the WVDP Act (Cont'd)

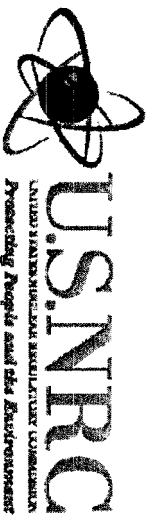
- NRC issues a Technical Evaluation Report (TER) to DOE for Phase 1 DP
  - Upon receipt of the TER, DOE publishes a Federal Register notice and makes NRC comments and its objections to any provision of the plan available for public inspection (as required by the WVDP Act).



# Steps After NRC Review and Comment on the Phase 1DP

- DOE conducts remediation per DP.
- NRC conducts in-process monitoring, pursuant to WVDP Act and MOU.
- DOE submits Final Status Survey Report (FSSR) demonstrating that cleanup levels contained in DP are met.
- NRC reviews FSSR and conducts confirmatory survey, if needed.





## Opportunities for Public Participation / Transparency in the Phase 1 Decommissioning Process for the WVDP

- Meetings between NRC and DOE on the DP will be noticed and open to the public
  - Meetings will include opportunities for the public to share its views at designated times.
- Six month public comment period on the Draft EIS.
- DP made available for public inspection upon submittal by DOE.
- RAls and RAI responses made available for public inspection.
- TER, and NRC comments/objections to DP, made available for public inspection upon receipt by DOE.