



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

April 30, 2020

ALL AGREEMENT STATES  
ALL FEDERALLY RECOGNIZED INDIAN TRIBES

NOTIFICATION OF ISSUANCE OF THE DOCUMENT, "GUIDANCE FOR THE REVIEWS OF PROPOSED DISPOSAL PROCEDURES AND TRANSFERS OF RADIOACTIVE MATERIAL UNDER 10 CFR 20.2002 AND 10 CFR 40.13(a)" (STC-20-035)

**Purpose:** To inform all Agreement States that the U.S. Nuclear Regulatory Commission (NRC) staff has issued the document, "Guidance for the Reviews of Proposed Disposal Procedures and Transfers of Radioactive Material Under Title 10 of the *Code of Federal Regulations* 20.2002 and 10 CFR 40.13(a)." <sup>1</sup>

**Background:** The original guidance document for the review of Title 10 *Code of Federal Regulations* (10 CFR) 20.2002, "Method for obtaining approval of proposed disposal procedures," and paragraph (a) of 10 CFR 40.13, "Unimportant quantities of source material" alternative disposal requests, which is titled EPPAD 3.5, "Review, Approval, and Documentation of Low-Activity Waste Disposals In Accordance with 10 CFR 20.2002 and 10 CFR 40.13(a)," <sup>2</sup> was issued in 2009 and provides information on the NRC alternative disposal request (ADR) review process.

In 2017, the guidance document was revised to improve the ADR review process. State and Tribal Communications (STC) Letter STC-17-073, "Publication of the Final Draft Revision of 'Guidance for the Reviews of Proposed Disposal Procedures and Transfers of Radioactive Material Under 10 CFR 20.2002 and 10 CFR 40.13(a)'," <sup>3</sup> was issued on October 20, 2017, to inform the Agreement States that the NRC published a *Federal Register* notice ([82 FR 48727](#)) to request comment on the revisions to the ADR guidance document.

**Discussion:** Based on comments received, the NRC staff revised the document in several areas including the discussions on performance assessment, off-site burial disposals, regulatory requirements, release of solid material with volumetric contamination, non-licensees, coordination with Agreement States, and the 10 CFR 20.2002 process. A summary of the public comments on the revised 2017 draft and NRC staff responses is available at Agencywide Documents Access Management System (ADAMS) Accession No. ML19295F140.

The current revision to the guidance is available at ADAMS Package Accession No. ML19295F109 and is available for immediate use by all stakeholders. The NRC staff has issued the document and provided notice of its issuance in the *Federal Register* (85 FR 19907) on April 9, 2020, which is available at: <https://www.federalregister.gov/documents/2020/04/09/2020-07417/issuance-of-a-revision-to-the-guidance-document-for-alternative-disposal-requests>. This *Federal Register* notice can also be accessed on [www.regulations.gov](http://www.regulations.gov) by searching on docket ID [NRC-2017-0198](#).

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<sup>1</sup> ADAMS Accession No. ML18296A068.

<sup>2</sup> ADAMS Accession No. ML092460058.

<sup>3</sup> ADAMS Accession No. ML17216A761.

More information on the revised guidance can also be found on the NRC's public website at:  
<https://nrcweb.nrc.gov/waste/llw-disposal/10cfr20-2002-process.html>.

If you have any questions regarding this correspondence, please contact me at (301) 415-0324 or the individual named below:

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SUBJECT: NOTIFICATION OF ISSUANCE OF THE DOCUMENT, "GUIDANCE FOR THE REVIEWS OF PROPOSED DISPOSAL PROCEDURES AND TRANSFERS OF RADIOACTIVE MATERIAL UNDER 10 CFR 20.2002 AND 10 CFR 40.13(a)" (STC-20-035) DATED: APRIL 30, 2020

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