

**TEXAS LOW-LEVEL RADIOACTIVE WASTE DISPOSAL
COMPACT COMMISSION**

AGENDA

9:00 AM
January 4, 2011

The James Roberts Center, 855 Hwy 176 East, Andrews, TX 79714

The Texas Low-Level Radioactive Waste Disposal Compact Commission will meet at the above-stated time, date, and location to consider and take appropriate action on the items listed in the agenda set out below:

1. Call to Order
2. Roll Call
3. Introduction of Guests
4. The Commission will hear Public Comment regarding a proposed new Subchapter B to be added to Chapter 675, Part 21, Title 31, Texas Administrative Code, such subchapter to be captioned "Exportation and Importation of Waste" (including Section 675.21 to be captioned "Exportation of Waste to a Non-Party State for Disposal," Section 675.22 to be captioned "Exportation of Waste to a Non-Party State for Management or Processing and Return to the Party States for Management or for Disposal and Return to the Party State for Management or Disposal in the Compact Facility," Section 675.23 to be captioned "Importation of Waste from a Non-Compact Generator for Disposal," and Section 675.24 to be captioned "Importation of Waste from a Non-Compact Generator for Management"). The proposed rules may be found in the November 26, 2010, issue of the Texas Register beginning at 35 TexReg 10425. A public hearing was held in Austin, TX, on December 9, 2010. The 30-day comment period on the rule closed on December 26, 2010. Additional public comment at this meeting may be limited to two minutes for each person or organization. Commenters are reminded that the 30-day comment period established by the Compact Commission during which received comments are required to be considered by the Compact Commission ended on December 26, 2010. This latest 30-day comment period

is in addition to a previous 60-day comment period, two stakeholder meetings, two public hearings and public testimony during four public meetings.

5. Discussion and possible action on changes in language to the proposed new rules to be contained in a proposed new Subchapter B to be added to Chapter 675, Part 21, Title 31, Texas Administrative Code after consideration of public comments provided during the 30-day comment period (as well as comments received during the public hearing).
6. Discussion and possible action on changes in language to the draft order adopting the proposed new rules to be contained in a proposed new Subchapter to be added to Chapter 675, Part 21, Title 31, Texas Administrative Code, including without limitation, amending preamble analyses, response to comments, and any other changes necessary in response to comment; or any other modifications otherwise necessary to conform the order adopting rule to the revised rule text.
7. Discussion and possible action on final adoption of a new Subchapter B to be added to Chapter 675, Part 21, Title 31, Texas Administrative Code, such subchapter to be captioned “Exportation and Importation of Waste” (including Section 675.21 to be captioned “Exportation of Waste to a Non-Party State for Disposal,” Section 675.22 to be captioned “Exportation of Waste to a Non-Party State for Management or Processing and Return to the Party States for Management or for Disposal and Return to the Party State for Management or Disposal in the Compact Facility,” Section 675.23 to be captioned “Importation of Waste from a Non-Compact Generator for Disposal,” and Section 675.24 to be captioned “Importation of Waste from a Non-Compact Generator for Management”).
8. Discussion and possible action to amend or rescind Resolution to Consider Export Petitions Pursuant to Texas Compact (P.L. 105236) Section 3.05(7), passed December 11, 2009.
9. Discussion and possible action to adopt a resolution or resolutions with respect to exportation of waste to a non-party state for disposal, exportation of waste to a non-party state for management or processing and return to the party states for management or for disposal in the compact facility, importation of waste from a non-compact generator for disposal, and importation of waste from a non-compact generator for management.

10. Discussion and possible action by the Commission with regard to low-level radioactive waste export or import requests, petitions or agreements made by:

a. Compact Generators seek authority to export

- i. Allergan, Inc.
- ii. Houston NW Medical Center
- iii. Baylor University
- iv. IHI Southwest
- v. Texas Children's Hospital
- vi. VA Medical Center Houston
- vii. Memorial Hermann – Texas Medical Center
- viii. Lockheed Martin
- ix. Cleveland High School
- x. Clean Harbors

b. Compact Facility seeks authority to import

11. Discussion and possible action regarding the completion of the Commission's 2010 Annual Report to the Party States.

12. Agenda items for next meeting

13. Selection of next meeting date and location

14. Adjourn