

TEXAS LOW LEVEL RADIOACTIVE WASTE DISPOSAL COMPACT COMMISSION

AGENDA

August 2, 2012

9:00 AM

Texas State Capitol Extension

Hearing Room E 1.028

1400 North Congress

Austin, Texas 78701

The Texas Low Level Radioactive Waste Disposal Compact Commission (“Commission”) will meet at the above-stated date, time 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 and Determination of Quorum
3. Introduction of
 - a. Commissioners
 - b. Elected Officials
 - c. Press
4. Public Comment (Note: Pursuant to Article IV, Section Two(c) of the Commission’s Bylaws, the Commission [subject to such time constraints as may be established by the Chair] also will provide an opportunity for members of the public to directly address the Commission on each item on the agenda during the Commission’s discussion or consideration of each item.)
5. Consideration of and possible action pursuant to 31 Texas Administrative Code (“TAC”) §675.23(j) on the following application and proposed agreement for importation of low-level radioactive waste to the Compact Waste Disposal Facility in Andrews County, Texas which was deemed received July 1, 2012: Philotechnics, LTD.
6. Consideration of and possible action pursuant to 31 TAC §675.23(1)(2) on the following application to amend the Agreement for importation of nonparty low level radioactive waste for disposal at the Compact Waste Disposal Facility in Andrews County, Texas approved by the Commission on June 29, 2012:
 - a. Exelon Generation Company
 - b. Tennessee Valley Authority – 1
 - c. ZionSolutions.
7. Consideration of and possible action to request the Consulting Supervisory Director to prepare and to authorize the Chair to sign letters addressed to party-state generators of low level radioactive waste and other interested parties to encourage timely response to the Texas

Commission on Environmental Quality's ("TCEQ") Capacity Survey in order to ensure that TCEQ's study and report required by Section 401.208, Texas Health and Safety Code will be of maximum benefit to all interested parties.

8. Consideration of and possible action to renew or extend the contract with Leigh Ing as Consulting Supervisory Director.
9. Receive reports from the TCEQ on its actions related to low level waste disposal operations in Andrews County, including reports on any pending license amendment applications filed by Waste Control Specialists LLC ("WCS"), the current status and schedule in the rate case pending to establish disposal rates at the facility, TCEQ initiatives on contract provisions between generators and the site operator that were discussed on April 25, 2012, shipping expectations for in-compact and non-party state waste, revenue predictions related to site operations during the remaining Texas fiscal year 2012 and for Texas fiscal year 2013, on waste acceptance and disposal operations at the facility, and on environmental monitoring at the facility.
10. Receive reports from WCS about site operations, including reports on pending license amendment applications, status of rate case, information about projected volumes of shipments for disposal during the facility's first operational year, updates in revenue predictions related to site operations to be used for estimating funds available for operations of the Commission and for funds to be contributed to the State of Texas and to Andrews County, and on projected capacity requirements for waste disposal operations at the Compact facility site during the first operational year (ending April 26, 2013) expressed both in curies and volume including reports on whether there are any radionuclide limits in the license that are projected to have more than 50% of capacity consumed within the first operational year and other matters reported at the discretion of WCS.
11. (a) Update on activities of the Board's Fiscal Advisory Committee related to funding of Commission activities and with the development of a budget for Commission operations during Texas FY 2013 in connection with funds that may be available for Commission operations during the upcoming 2013 fiscal year.

(b) Consideration of and possible action to adopt the Commission's annual budget for FY 2013 pursuant to Article VI, Section Two of the Commission's Bylaws.
12. (a) Update on activities of the Legislative Committee related to development of the Legislative Appropriation Request pursuant to Article IV, Section Nine (e)(6) of the Commission's Bylaws.

(b) Consideration of and possible action to approve or to authorize the Chair and the Consulting Supervisory Director to finalize and submit the Legislative Appropriation Request to the Legislative Budget Board and to the Governor's Office of Planning and Budget.
13. Report from Leigh Ing, Consulting Supervisory Director of the Compact Commission, on her activities and questions related to Compact Commission operations.
14. Chairman's report on Compact Commission activities including reporting on fiscal matters, activities since the June 29, 2012 meeting, on status of filling needs for staffing, and on other actions to be taken by the Compact including discussion and possible action on delegations of authority with respect to canceling, amending, and/or entering into contracts for web-hosting and accounting services, and consideration and possible action on Commission bylaws with respect to meetings in non-host party states.

15. Consideration of and possible action on setting the following meeting dates for Fiscal Year 2013 as September 26, 2012; November 8, 2012; January 17, 2013; March 21, 2013; May 16, 2013 and July 18, 2013.

16. Adjourn.

The Texas Low-Level Radioactive Waste Disposal Compact Commission may meet in Closed Session on any item listed above if authorized by the Texas Open Meetings Act, Chapter 551, Texas Government Code.