



December 08, 2017

Ms. Leigh Ing

Executive Director

Texas Low-Level Radioactive Waste Disposal Compact Commission

505 West 15th Street

Austin, TX 78701

Subject: Proposed rule 31 TAC §675.24 Requirements to Report on the Importation of Certain Low-Level Radioactive Waste for Management or Disposal that is not Required to be Disposed of in the Compact Facility

Dear Ms. Ing:

Waste Control Specialists LLC (WCS) appreciates the opportunity to provide comments to the Commission on the proposed rule. Our comments are outlined below:

1. Pursuant to Texas Government Code Section 2001.024(a)(5), the Compact Commission's proposed rulemaking notice must state the probable economic costs to persons required to comply with the rule for each of the first five years that the rule will be in effect. The Compact Commission's notice for this proposed rule states that "[i]t is anticipated that businesses and individuals will have no significant additional economic costs as a result of their compliance with the proposed rule." As explained here, the conclusion that there will be "no significant additional economic costs" is incorrect.

WCS is the primary facility and business impacted by this rule. To generate a new report to fulfill this reporting requirement will involve significant time, effort, and cost to modify our custom waste tracking software (ELITE) that has taken years and significant cost to develop. Although much of this information is already maintained within the system some of the information is not,

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and to add the additional information and build a customized report with new fields to fulfill this requirement at this point in the software development will certainly have a significant economic impact. Not to mention retraining customers and internal personnel as well as rewriting procedures in order to ensure compliance.

In Section (c), to minimize the impact of this new rule WCS suggests the following information be reported to the Commission. Additionally, WCS has included a draft report which we can generate now with minimal cost and we believe provides information consistent to the Commission's intent:

- 1) Disposal profile number
 - 2) Receipt manifest number
 - 3) Disposal date
 - 4) Volume of waste received in cubic feet
 - 5) Weight of waste received in tons
2. In section (b), we suggest that you remove (1) as there are exceptions in the regulations for using the NRC forms 540 or 541 for waste that we believe the Commission wants to capture under this reporting requirement.
 3. In Section (b), we also suggest adding an exclusion of waste that is regulated under 31 TAC §675.23. We believe that this further clarifies the differentiation of the waste types under 31 TAC §675.23 and the waste required to be reported under the proposed rule.
 4. If the Commission does not make the recommended change outlined above regarding reporting parameters, we suggest in Section (c)(4), adding clarification on whether the requested volume/weight is the gross or net volume/weight. Additionally, we suggest clarifying that this information is only required if the waste has not been disposed of by the end of the quarter for which the report is being submitted.
 5. If the Commission does not make the recommended change outlined above regarding reporting parameters, we suggest in Section (c)(5) and (6) adding clarification to what information about the *location* the Commission is requesting or deleting these requirements as the entity that is submitting the report would be the entity managing or disposing of the waste.

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6. In Section (d), we suggest clarifying that the timeframe for reporting is the State of Texas' fiscal year.

7. Lastly, in Section (d), we request an additional option to provide a report that contains the information requested by the Commission as an alternate method to the completion of a form provided by the Commission for the quarterly report format.

We appreciate the opportunity to provide input to the Commission. If you have any questions, please do not hesitate to call me at (972) 450-4269.

Sincerely,



Ryan Williams

Vice President of Integrated Services

Enclosure

cc: Rod Baltzer, WCS
Dan Burns, WCS
Sherry Frenette, WCS
Betsy Madru, WCS

WCS LC 192 Exempt Waste Disposal
10/01/17 through 10/31/17
EXAMPLE REPORT

Disposal Profile	Receipt Manifest	Disposal Date	Volume (ft3)	Weight (Tons)
WP-011852	WCS-ACM-001	10/10/17	2550.00	20.000
WP-011853	WCS-ACM-002	10/11/17	675.00	5.000
WP-011854	WCS-ACM-003	10/12/17	500.00	5.000
WP-011855	WCS-ACM-004	10/13/17	100.00	2.000
WP-011856	WCS-ACM-005	10/14/17	1080.00	20.000
WP-011857	WCS-ACM-006	10/15/17	1500.00	20.000
WP-011858	WCS-ACM-007	10/16/17	200.00	3.000
WP-011859	WCS-ACM-008	10/17/17	675.00	10.000
WP-011860	WCS-ACM-009	10/18/17	675.00	10.000
WP-011861	WCS-ACM-010	10/19/17	550.00	10.000
WP-011862	WCS-ACM-011	10/20/17	1080.00	10.000
WP-011863	WCS-ACM-012	10/21/17	2100.00	20.000
WP-011864	WCS-ACM-013	10/22/17	675.00	5.000
WP-011865	WCS-ACM-014	10/23/17	100.00	2.000
WP-011866	WCS-ACM-015	10/24/17	675.00	10.000
WP-011867	WCS-ACM-016	10/25/17	200.00	4.000
WP-011868	WCS-ACM-017	10/26/17	1080.00	10.000
WP-011869	WCS-ACM-018	10/27/17	1080.00	10.000
WP-011870	WCS-ACM-019	10/28/17	500.00	5.000
WP-011871	WCS-ACM-020	10/29/17	1080.00	10.000
WP-011872	WCS-ACM-021	10/30/17	675.00	5.000
WP-011873	WCS-ACM-022	10/31/17	200.00	4.000
		TOTALS	17950.00	200.00