

PETITION FOR EXPORTATION OF LOW-LEVEL RADIOACTIVE WASTE TO ENERGYSOLUTIONS OF UTAH

November 1, 2008 through December 31, 2009

Pursuant to the exportation provisions of the Southwestern Low-Level Radioactive Waste Disposal Compact Consent Act (Public Law 100-712, Article VI, Subdivision (A), and Article III, Subdivision (G) (20)),

[name and address of petitioner]

[assigned name and code]

hereby petitions the Southwestern Low-Level Radioactive Waste Commission (Commission) to authorize the Petitioner's exportation of low-level radioactive waste to the licensed EnergySolutions facility at Clive, Utah. For purposes of this petition, low-level radioactive waste has the same definition as exists in the Low-Level Radioactive Waste Policy Amendments Act of 1985 (Public Law No. 99-240) or the Southwestern Low-Level Radioactive Waste Disposal Compact Consent Act.

A. The Commission, upon approval, grants Petitioner the authority petitioned for, subject to the following terms and conditions:

1. The petitioner is to use the name and code, as assigned on this form, above, on all manifests.
2. All low-level radioactive waste exported for disposal is limited to that allowed on the day of exportation under the Northwest Interstate Compact Resolution and Order, as revised.
3. All low-level radioactive waste exported for disposal is limited to that allowed on the day of exportation under the Utah Department of Environmental Quality, Division of Radiation Control, Radioactive Material License, License No. UT 2300249, as amended.
4. The exercise of this right to export shall terminate on December 31, 2009 or the date the Southwestern Compact's regional disposal facility begins operations, whichever is earlier.
5. The Commission has no authority and assumes no responsibility for the licensing and operation of the EnergySolutions facility. The Commission makes no representations regarding the environmental condition of the EnergySolutions facility.
6. The Petitioner is under no obligation to use the licensed EnergySolutions facility at Clive, Utah, and is doing so at Petitioner's own risk as an option of choice.
7. Petitioner agrees to **submit to the Commission, no later than June 30, 2010**, a report of the type, volume in cubic feet, and radioactivity in curies of all disposals under this petition. If the waste is exported for processing, then disposed of as the processor's waste the report need not specify the volume and radioactivity. Petitioner understands that failure to submit the report is grounds for the Commission to withdraw approval and to deny future petitions.

B. Pursuant to this petition for the period November 1, 2008 through December 31, 2009, the low-level radioactive waste is characterized as:

C. CHOOSE (1) OR (2) BELOW:

1. An estimated final disposal volume of _____ cubic feet is expected to be disposed of as the petitioner's waste. Submitted with this petition is a fee of \$_____ based on (a), (b), or (c) below:
 - a. For volumes of 40 cubic feet or less: \$55.00.
 - b. For volumes of 41 cubic feet to 40,000 cubic feet: \$1.35 per cubic foot.
 - c. For volumes greater than 40,000 cubic feet: \$54,000.00 plus \$0.10 per cubic foot for that volume above 40,000 cubic feet.
2. Waste is to be exported for processing, then disposed of as the processor's waste. Submitted with this petition is a fee of \$55.00.

GENERATOR REQUESTING PETITION:

By: _____
[print name] [Generator signature]
Title: _____ Date: _____

Contact Person: _____ Title: _____

Generator Phone: _____ Generator FAX: _____ Generator E-Mail _____

Name of proposed: Broker: _____ Processor: _____

PETITION APPROVED / DISAPPROVED

SWC E-09-_____

By: _____ Date: _____

Kathy A. Davis, Executive Director, for the Commission
Southwestern LLRW Commission, 1731 Howe Ave #611, Sacramento CA 95825