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**PUBLIC NOTICE NUMBER 00-04**

NEW MEXICO ENVIRONMENT DEPARTMENT  
HAZARDOUS AND RADIOACTIVE MATERIALS BUREAU  
Santa Fe, New Mexico 87502

March 19, 2000

**NOTICE OF INTENT TO**  
**APPROVE REVISION OF THE LOS ALAMOS NATIONAL LABORATORY**  
**FEDERAL FACILITY COMPLIANCE ORDER**

The State of New Mexico is authorized to operate a hazardous waste management program in lieu of the Federal program for those portions of the Resource Conservation and Recovery Act (RCRA) in effect prior to the enactment of the Hazardous and Solid Waste Amendments of 1984 (HSWA). The HSWA impose additional requirements on hazardous waste management facilities New Mexico, EPA authorized New Mexico to administer the HSWA on January 2, 1996. The Federal Facilities Compliance Act is RCRA §6001.

Under authority of the New Mexico Hazardous Waste Act (Section 74-4-1 NMSA 1978 (CUM. SUPP.) and the New Mexico Hazardous Waste Management Regulations (20 NMAC 4.1), the New Mexico Environment Department (NMED) can issue Federal Facility Compliance Orders to Federal Facilities within New Mexico's borders.

On October 4, 1995, the New Mexico Environment Department (NMED) issued a Federal Facility Compliance Order (FFCO) requiring compliance by the United States Department of Energy (DOE) and the Board of Regents of the University of California (UC) with a Site Treatment Plan (STP) Compliance Plan Volume (CPV) for the treatment of mixed waste at Los Alamos National Laboratory, New Mexico (LANL) pursuant to the New Mexico Hazardous Waste Act (HWA), NMSA 1978, §74-4-1 (1998 CUM. SUPP.) and section 3012(b) of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. §6939(c), as amended by the Federal Facility Compliance Act of 1992, Public Law 102-386, 106 Stat. 1505 (1992) (FFC Act). Under Section X. "Revisions" of the FFCO, all proposed or required revisions shall be available for public review and comment.

The DOE/LANL have requested Revisions 9.0 and 10 to the FFCO. This revisions include changes in covered waste inventories that have been reported in the DOE/LANL STP Fiscal Year Update reports received by the NMED since the FFCO was issued on October 4, 1995. Updated are required to add, delete, or identify compliance dates as applicable, add or delete treatability group(s), add off-site shipment as a treatment option for mixed transuranic waste, and to increase or decrease the volume of a treatability group by greater than 10% of its current volume.

The administrative record for this notice of intent to approve the revisions consists of operational data, proof of shipment off-site for treatment and/or disposal. The administrative record may be reviewed at NMED, Hazardous and Radioactive Materials Bureau, 2044 Galisteo Street, Santa Fe,



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New Mexico 87505-2100, between the hours of 8:00 am and 5:00 pm for a period of thirty (30) days beginning March 21, 2000 and ending at 5:00 pm April 18, 2000, and at the Santa Fe Public Library between the hours of 10 am and 7 pm Monday through Saturday. To obtain a copy of the administrative record or any part thereof, at 35 cents per page, please contact Dr. Robert S. (Stu) Dinwiddie at the above Santa Fe address or call (505) 827-1561 ext. 1039.

Any person who wishes to comment on the revisions should submit written comments along with their name and address, to the Santa Fe address above. Only comments and/or requests received by 5:00 pm April 18, 2000 will be considered.

All written comments submitted on the revisions will be considered in formulating a final decision. NMED may modify the revisions based on the comments received. NMED will notify each person who submitted written comment(s) during the public comment period of the final decision.