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*State of New Mexico*  
**ENVIRONMENT DEPARTMENT**  
*Hazardous & Radioactive Materials Bureau*  
2044 Galisteo Street  
P.O. Box 26110  
Santa Fe, New Mexico 87502  
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PETER MAGGIORE  
SECRETARY

Paul R. Ritzma  
Deputy Secretary

October 17, 2000

Legal Department  
Albuquerque Journal

Please publish the enclosed legal notice in your October 23, 2000 Newspapers. Please return a copy of the notice as published with a certificate of date published.

Address the bill to:  
Ms. Cathy Herrera  
Hazardous Waste Bureau  
New Mexico Environment Department  
2044 Galisteo Street  
Santa Fe, New Mexico 87505-2100

Thank you for your assistance. If you have any questions, please contact Dr. Robert S. (Stu) Dinwiddie at (505) 827-1561 ext 1039.

Sincerely,

Robert S. (Stu) Dinwiddie, Ph.D.  
RCRA Advisor  
Hazardous Waste Bureau

Enclosure.

cc: Will Moats, HWB  
John Kieling, HWB



Recd LANK FFE/2000

PUBLIC NOTICE NUMBER HWB-00-12

NEW MEXICO ENVIRONMENT DEPARTMENT  
HAZARDOUS WASTE BUREAU  
Santa Fe, New Mexico 87502

October 23, 2000

NOTICE OF INTENT TO APPROVE REVISION 10  
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) to RCRA. The HSWA impose additional requirements on hazardous waste management facilities in New Mexico, the U.S. Environmental Protection Agency (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 9Section 74-4-1 NMSA 1978 (CUM. SUPP.) and the New Mexico Hazardous Waste Management Regulations (20.4.1 NMAC), 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 Los Alamos National Laboratory with a Site Treatment Plan (STP) Compliance Plan Volume 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 Facilities Compliance Act of 1992, Public Law 102-386, 106 Stat. 1505 (1992) (FFC Act). Under section X of the FFCO, all proposed or required changes shall be available for public review and comment.

The DOE and LANL have requested the approval of Revision 10 to the DOE/LANL FFCO. Revision 10 includes changes in covered waste inventories that have been reported in reported to NMED since the FFCO was issued on October 4, 1995.

Updates 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 Revision 10 consists of

operational data, proof of shipment off-site for treatment and/or disposal. The administrative record may be reviewed at NMED, Hazardous Waste Bureau, 2044 Galisteo Street, Santa Fe, New Mexico, 87502-2100, between the hours of 8:00 am and 5:00 pm Monday through Friday for a period of 30 days beginning October 23, 2000 and ending at 5:00 pm on November 27, 2000. 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 changes to the FFCO should submit written comment(s) along with their name and address to the Santa Fe address above. Only comments and/or requests received by 5:00 pm November 27, 2000 will be considered.

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