



MICHELLE LUJAN GRISHAM
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JAMES C. KENNEY
CABINET SECRETARY

January 30, 2023

Reinhard Knerr, Manager
Department of Energy - Carlsbad Field Office
P.O. Box 3090
Carlsbad, New Mexico 88221-3090

Sean Dunagan, President and Project Manager
Nuclear Waste Partnership, LLC
P.O. Box 2078
Carlsbad, New Mexico 88221-2078

**Re: Approval Class 1 Star Permit Modification Notification
Waste Isolation Pilot Plant
EPA I.D. Number NM4890139088**

Dear Messrs. Knerr and Dunagan,

On November 22, 2022, the Department of Energy and Nuclear Waste Partnership, LLC (collectively, the Permittees) submitted to the New Mexico Environment Department (NMED) a Class 1 Star (Class 1*) Permit Modification Notification (PMN), requiring prior agency approval, entitled "*Change in Operational Control*" [AR 221115]. The PMN describes a change in the operational control of the Waste Isolation Pilot Plant from the co-operator Nuclear Waste Partnership, LLC to Tularosa Basin Range Services, LLC doing business as Salado Isolation Mining Contractors (SIMCO), a single purpose entity of Bechtel National Inc.

NMED has reviewed the Class 1* PMN and has approved it, pursuant to 20.4.1.900 NMAC (incorporating 40 CFR §270.42, Appendix I). The effective date for this Class 1* PMN change is February 4, 2023, per prior email correspondence with the Permittees [AR 230113] regarding the update for contract transition. As directed by the Hazardous Waste Act 74-4-4.7, the disclosure process and analysis for this transition is ongoing.

Please submit the updated Part A Forms that reflect the effective date of February 4, 2023. If you have any questions regarding this correspondence, please contact Ricardo Maestas of my staff at (505) 690-6148.

Sincerely,

Rick Shean

Digitally signed by Rick
Shean
Date: 2023.01.30
15:08:55 -07'00'

Rick Shean
Chief, Hazardous Waste Bureau
Acting Director, Resource Protection Division

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Hazardous Waste Bureau - 2905 Rodeo Park Drive East, Building 1 Santa Fe, New Mexico 87505-6313
Telephone (505) 476-6000 - www.env.nm.gov

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Messrs. Knerr and Dunagan

cc: R. Maestas, NMED HWB
D. Biswell, NMED HWB
M. McLean, NMED HWB
A. Donahue, NMED HWB
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File: WIPP '23