

**From:** "Butner, Gary (CDPH-RHB)" <Gary.Butner@cdph.ca.gov>  
**To:** <susan.durbin@doj.ca.gov>  
**Date:** 8/12/2008 12:35 PM  
**Subject:** FW: Follow-up to Yesterday's CA Nuclear Transport Working Group Meeting

-----Original Message-----

From: Greger, Robert (CDPH-DFDRS-RHB)  
Sent: Thursday, July 10, 2008 9:17 AM  
To: Butner, Gary (CDPH-RHB)  
Subject: FW: Follow-up to Yesterday's CA Nuclear Transport Working Group Meeting

Another email for Brian Hembacher.

-----Original Message-----

From: Greger, Robert (DHS)  
Sent: Wednesday, June 08, 2005 2:27 PM  
To: 'Barbara Byron'  
Cc: Bailey, Edgar (DHS-RHB)  
Subject: RE: Follow-up to Yesterday's CA Nuclear Transport Working Group Meeting

I'm not aware of this statute. Let me see if I can find out anything about it. Ed's in Armenia doing some work for IAEA this week, so he won't see this email until next week. Maybe I can get you an answer by then.

-----Original Message-----

From: Barbara Byron [mailto:Bbyron@energy.state.ca.us]  
Sent: Wednesday, June 08, 2005 1:43 PM  
To: Bailey, Edgar (DHS-RHB); Greger, Robert (DHS)  
Subject: Follow-up to Yesterday's CA Nuclear Transport Working Group Meeting

Hi Ed and Rob,

At yesterday's meeting we discussed the possibility of recommending that CA adopt fees, similar to fees adopted in many other states to reimburse for costs associated with spent fuel shipment inspections and escorts.

I came across a National Conference of State Legislatures Report (I think that was the source) saying that:

DHS has statutory authority "to adopt a fee schedule that imposes an additional fee on shippers of high-level radioactive waste and to set the fees at a level to cover the inspection, escort, regulation, management, and training expenses incurred relative to these shipments by local agencies, DHS, the State Fire Marshal, the Office of Emergency Services, and CHP. Failure to pay these fees is a criminal act."

Do you have the references for the statute where this is stated? It appears that this may be a way that the CHP, OES, CEC may be able to

recover costs if SNF shipments begin in a few years. As you know, Yucca Mt. is stalled but there is a federal effort to site above-ground interim storage facilities at existing federal sites. Also, the Private Fuel Storage facility may get approved by the NRC. DOE has said that the NWPA funds for shipments to Yucca Mt. would not be available for shipments to a private facility. Therefore, states are trying to secure alternate funds to reimburse their costs for these shipments.

I'll send out a summary of our meeting yesterday. Hope you can make the next one.

Take care,

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