

From: Randy Lowell <RLowell@Willoughbyhoefer.com>  
To: Pisarik, HollyHollyPisarik@gov.sc.gov  
Date: 5/24/2016 12:01:52 PM  
Subject: RE: DOE Consent-Based Siting

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Do you have time early tomorrow afternoon for a quick update on the case? And we can talk about consent-based siting.

Randolph R. Lowell, Esquire  
Willoughby & Hoefer, P.A.

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From: Pisarik, Holly [mailto:HollyPisarik@gov.sc.gov]  
Sent: Tuesday, May 24, 2016 11:49 AM  
To: Randy Lowell  
Subject: FW: DOE Consent-Based Siting

Thoughts?

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From: Baker, Josh  
Sent: Tuesday, May 24, 2016 10:29 AM  
To: Glaccum, David; Pisarik, Holly  
Subject: FW: DOE Consent-Based Siting

FYI – DOE is seeking comment on consent-based siting; in short this is the DOE further appearing to pursue an alternative to Yucca. I think Shelly's comments are fine, but we may or may not want to engage based on pending litigation. Happy to discuss at your convenience.

Thanks,

Josh

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From: Wilson, Shelly [mailto:WILSONMD@dhec.sc.gov]  
Sent: Tuesday, May 17, 2016 8:53 AM  
To: Baker, Josh  
Cc: Wilson, David  
Subject: DOE Consent-Based Siting

Josh,  
Attached are DHEC draft comments on DOE's invitation to comment on design of a consent-based siting process for spent fuel and high level waste management facilities. I would like your thoughts and input, particularly since some of the draft comments pertain to the Governor's office.

#### Background

Although federal law designates Yucca Mountain as the federal repository for spent fuel and high level waste, the current Presidential Administration has tried to cancel Yucca Mountain. SC has been involved in a lawsuit challenging DOE's attempt to cancel.

DOE put together a Blue Ribbon Committee to give advice on Yucca alternatives. The Blue Ribbon Committee advised DOE to create a consent-based siting process for new management facilities (including disposal and interim storage facilities). Our position has been that Yucca is the legal disposal facility; any additional facilities should go through a consent-based siting process. (Although we don't anticipate being a host state for disposal or interim storage, we would like to protect ourselves given any possibility. We want the ability for a potential host state to say no or set conditions.) Based on our history with DOE nuclear waste, the best solutions in the past have had a technical and political component. You'll see some of this reflected in the attached comments.

The DOE comment period is through July 31; however, the Bipartisan Policy Center would like feedback by May 25.

Please let me know if you would like to talk this over.

Thank you,  
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Environmental Affairs  
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