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CABINET SECRETARY

March 24, 2023

Mark Bollinger, Acting Manager  
Department of Energy - Carlsbad Field Office  
P.O. Box 3090  
Carlsbad, New Mexico 88221-3090

Ken Harrawood, Program Manager  
Salado Isolation Mining Contractors LLC  
P.O. Box 2078  
Carlsbad, New Mexico 88221

**Re: Incorporation of One Class 1\* Permit Modification Notification and  
Two Class 1 Permit Modification Notifications  
Waste Isolation Pilot Plant  
EPA I.D. Number NM4890139088**

Dear Messrs. Bollinger and Harrawood,

The New Mexico Environment Department (NMED) acknowledges receipt of one Class 1\* PMN, requiring prior agency approval, and two Class 1 Permit Modification Notifications (PMNs), not requiring prior agency approval, to the Waste Isolation Pilot Plant (WIPP) Hazardous Waste Facility Permit (Permit). The Department of Energy (DOE) and the former Co-Permittee, Nuclear Waste Partnership (NWP) submitted the Class 1\* PMN in November 2022 and the Class 1 PMN in January 2023. DOE and the current Co-Permittee, Salado Isolation Mining Contractors LLC (SIMCO) (now, collectively the Permittees), submitted another Class 1 PMN in February 2023. These PMNs were submitted on the following dates:

- November 22, 2022, Change in Operational Control [AR 221115]
- January 12, 2023, Two Items: Revise Permit Part 4, Table 4.1.1, Underground Hazardous Waste Disposal Units and Update to Permit Attachment E, Section E- 1, Inspection Schedule [AR 230106]
- February 6, 2023, Two Items: Update CBFO Manager and Management and Operating Contractor Start Date in Permit Attachments A and B and Update Permit Attachment D, Table D-1, *RCRA Emergency Coordinators* [AR 230204]

On January 30, 2023, after reviewing, NMED approved the Class 1\* PMN, requiring prior agency approval [AR 230116], NMED subsequently reviewed the two Class 1 PMNs. These three PMNs have been incorporated into the Permit and are effective as requested by the Permittees under the conditions specified in 20.4.1.900 NMAC (incorporating 40 CFR §270.42(a)(1) and (2)). The Permittees must send a notice to all persons on the facility mailing list as specified in 20.4.1.900 NMAC (incorporating 40 CFR §270.42(a)). The current Permit can be found on the NMED WIPP News webpage at <https://www.env.nm.gov/hazardous-waste/wipp/>.

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Two Class 1 Permit Modification Notifications  
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If you have any questions regarding this correspondence, please contact Ricardo Maestas of my staff at  
(505) 690-6148.

Sincerely,



Dave Cobrain  
Acting Chief  
Hazardous Waste Bureau

cc: R. Maestas, NMED HWB  
D. Biswell, NMED HWB  
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File: WIPP '23