VIA ELECTRONIC MAIL

February 14, 2019

Jill Caverly
Environmental Review Project Manager
U.S. Nuclear Regulatory Commission
jill.caverly@nrc.gov

Re: NRC Docket ID NRC-2018-0052

Dear Ms. Caverly,

As the definition of Cooperating Agency found in 10 C.F.R. § 51.14(a) is applicable to the New Mexico Environment Department ("NMED") in NRC Docket ID NRC-2018-0052 (i.e., the Holtec application), NMED is requesting Cooperating Agency status in this matter. NMED is requesting Cooperating Agency status as it has an interest in assisting in the drafting and proposal of the Environmental Impact Statement ("EIS") due to our potential jurisdictional authorities related to permitting such a facility and our specialized knowledge of the state, including its environmental issues. It is possible that the Nuclear Regulatory Commission ("NRC") previously reached out to my predecessor regarding NMED's participation as a Cooperating Agency in accordance with 10 C.F.R. § 51.28(a) and 10 C.F.R. § 51.29(a)(7). However, the intent of this correspondence is to emphasize NMED's interest in this matter, and to offer NMED's services to the NRC as a Cooperating Agency. If the NRC is unable to include NMED as a Cooperating Agency in this matter at this time, I would like to request a meeting with the appropriate NRC management and staff to discuss the best and most effective way for NMED to participate in NRC Docket ID NRC-2018-0052. Please contact Jennifer Hower, General Counsel, (505) 222-9550 at your earliest convenience with your decision or if you have any questions about this request.

Sincerely,

James C. Kenney
Secretary-Designate
New Mexico Environment Department