

April 27, 1992

MEMORANDUM FOR: James M. Taylor  
Executive Director for Operations

FROM: Samuel J. Chilk, Secretary /s/

SUBJECT: SECY-92-065 - APPROVAL OF THE FINAL NRC  
POLICY STATEMENT "GUIDELINES FOR NRC REVIEW  
OF AGREEMENT STATE RADIATION CONTROL  
PROGRAMS"

The Commission (with all Commissioners agreeing) has approved the final general policy "Guidelines for NRC Review of Agreement State Programs" for publication in the Federal Register with the modifications in the attachment. The modifications provide flexibility in cases where site activity is such that a lower staffing level is adequate, particularly if contractor support is on call. In addition, the requirement for Agreement States to provide a full-time resident inspector at each licensed LLW disposal site is inappropriate since the NRC staff is not committed to providing full-time resident NRC inspectors at LLW sites to be licensed by the NRC. Additional flexibility for non-radiological testing has also been added.

The Federal Register notice has also been expanded to include more details of the staff analysis of public comments. Although extensive analysis is not required in this case, the Commission should articulate its views on all of the important issues raised by commenters.

The staff should incorporate the revisions in the attachment and forward it for submittal to the Federal Register.

(EDO)

(SECY Suspense: 5/22/92)

Attachment:  
As stated

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SECY NOTE: THIS SRM, SECY-92-065, AND THE VOTE SHEETS OF THE CHAIRMAN, AND COMMISSIONERS ROGERS, CURTISS AND de PLANQUE WILL BE MADE PUBLICLY AVAILABLE 10 WORKING DAYS FROM THE DATE OF THIS SRM

cc: The Chairman  
Commissioner Rogers  
Commissioner Curtiss  
Commissioner Remick  
Commissioner de Planque  
OGC  
OCAA  
OIG

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(in addition to the two professionals for the basic RCP indicated in the first bullet of this indicator). However, in some cases, the level of site activity may be such that a lower level is adequate, particularly if contractor support is on call. In any event, staff resources should be adequate to conduct inspections on a routine basis during operations of the LLW facility, including inspection of incoming shipments and licensee site activities.