

CONFERENCE CALL SUMMARY WITH NEW YORK  
CITY DEPARTMENT OF HEALTH (NYC)

DATE OF CALL: August 17, 2006

ATTENDEES:

Duncan White, Region I  
Aaron McCraw, STP  
Gene Miskin, Director, Office of Radiological Health, NYC  
Tobias Lickerman, Chief, Radioactive Materials, NYC

BACKGROUND:

On November 2, 2005, the Management Review Board (MRB) met to consider the results of the April 2005 Periodic Management Meetings with the four New York agencies that implement the New York Agreement State program. The MRB requested that bimonthly conference calls be conducted between the appropriate New York and NRC staffs to discuss each agency's Program Improvement Plans (PIP) regarding their performance with compatibility requirements. This is the second conference call with NYC since the November 2005 MRB meeting.

NYC provided a Program Improvement Plan (PIP) in their letter dated February 3, 2006 to the NRC (ML060590163). The NRC approved the PIP in its March 21, 2006 letter (ML060830232). NYC provided a status update of their PIP on August 16, 2006 (ML062370372).

DISCUSSION OF PROGRAM IMPROVEMENT PLAN STATUS

In June 2006, the NRC provided comments on three amendments submitted by NYC (RATS ID 1995-5, 1997-2 and 1997-6). NYC is drafting revisions to these regulations to address the comments and plans to submit them to the Board of Health at their December 2006 meeting. The following five NRC amendments were reviewed by NRC in June 2006 without comments: RATS ID 1994-3, 1995-2, 1995-6, 1996-3 and 1998-1. These five amendments have been adopted as final and are effective. Mr. Lickerman expressed his appreciation for Jennifer Tobin's assistance with the NYC package.

Regarding RATS ID 1999-3 and 2002-1, NRC reviewed these draft amendments and had no comments. These amendments are scheduled for final adoption at the September 2006 Board meeting. Once approved by the Board of Health, the regulations will be published in the City Register and will go into effect 30 days after publication.

Mr. Lickerman indicated that NYC is working on drafting the Part 35 NRC amendments (RATS ID 2002-2 and 2005-2). The adoption of these regulations has to be coordinated with State Health since they need also need to adopt these regulations as close as the same time as possible. NYC and State Health had a coordinating conference call early this month to discuss these amendments. The City plans to provide a copy of their draft regulations to the State later this month.

No work has been done on two NRC amendments that are currently due (RATS ID 2003-1 and 2004-1).

NEXT CALL

The next call will be the week of October 23, 2006