



State of New Jersey  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

JON S. CORZINE  
Governor

LISA P. JACKSON  
Commissioner

Division of Environmental Safety and Health  
Radiation Protection Programs  
PO Box 415  
Trenton, New Jersey 08625  
Tel: (609)984-7700  
Fax (609) 984-7513

NMSB2

March 15, 2007

US Nuclear Regulatory Commission  
Licensing Assistance Team  
475 Allendale Rd.  
King of Prussia, Pennsylvania 19406

RECEIVED  
REGION 1  
2007 MAR 21 AM 11:16

SUBJECT: AMENDMENT TO RADIOACTIVE MATERIALS LICENSE NUMBER 29-07009-05

03028819

NJ Department of Environmental Protection's (DEP) NRC License No. 29-07009-05 authorizes the use of licensed materials in calibration standards and environmental samples.

Please amend our license to remove authorization for source or special nuclear material. In 2004, the DEP decided to suspend the operations of its' Emergency Laboratory Facility (ELF). The ELF was designed to handle a select number of environmental samples that may result from a response to a nuclear incident. It was also used to perform quality control measurements on samples which were collected as a part of the BNE's environmental surveillance program.

We possess small amounts of source and special nuclear materials without the need of specific license. The only source material ever possessed by DEP was in the form of calibration sources and environmental samples which were acquired in accordance with 10 CFR 40.22 or small quantities or source materials. The only special nuclear material ever possessed by DEP were in the form of calibration sources which were acquired in accordance with the general license provisions of 10 CFR 70.19. We are in the process of disposing all calibration sources acquired in accordance with 40.22 and 70.19.

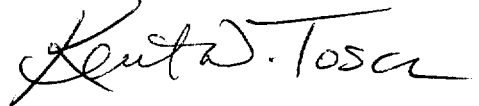
Change items 6A and 6B to read 'Any byproduct material'. Items 7 and 8 remain unchanged.

Thank you for your assistance in this matter. If there is any additional information required, please contact me at (609) 984-7701 or Carol Shepard at (609) 984-7457.

140267

NMSS/RGN1 MATERIALS-002

Sincerely,

A handwritten signature in cursive script, reading "Kent W. Tosca". The signature is written in dark ink and is positioned above the printed name and title.

Kent Tosch, Manager  
Bureau of Nuclear Engineering

cc: Carol Shepard, RSO  
Nick DePierro, BNE

This is to acknowledge the receipt of your letter/application dated

3/15/2007, and to inform you that the initial processing which includes an administrative review has been performed.

☒ Amend. 29-07009-05  
There were no administrative omissions. Your application was assigned to a technical reviewer. Please note that the technical review may identify additional omissions or require additional information.

☐ Please provide to this office within 30 days of your receipt of this card

A copy of your action has been forwarded to our License Fee & Accounts Receivable Branch, who will contact you separately if there is a fee issue involved.

Your action has been assigned Mail Control Number 140267.  
When calling to inquire about this action, please refer to this control number.  
You may call us on (610) 337-5398, or 337-5260.