REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

September 30, 2009

Docket No. 03005315 License No. 29-05943-01
Control No. 144030

Eileen Sheehy
Manager
New Jersey Department of Transportation
Bureau of Materials Engineering & Testing
1035 Parkway Avenue
P.O. Box 607
Trenton, NJ 08625-0607

SUBJECT: NEW JERSEY DEPARTMENT OF TRANSPORTATION, LICENSE AMENDMENT, CONTROL NO. 144030

Dear Ms. Sheehy:

By letter dated June 8, 2009, we informed you of the impending Agreement between the U.S. Nuclear Regulatory Commission (NRC) and the State of New Jersey, whereby, the NRC will relinquish regulatory authority for certain licenses of byproduct, source, and special nuclear material. We also explained that your NRC license, which authorized licensed activities in New Jersey and at temporary job sites anywhere in the United States where the NRC maintains jurisdiction (Non-Agreement States), required an amendment prior to the transfer. This action is necessary since authorization to conduct licensed activities at temporary job sites in NRC-regulated states will no longer be valid once the Agreement is signed and New Jersey assumes regulatory authority.

On July 27, 2009, you informed the NRC that you did not wish to continue the use of licensed material in States that are under NRC jurisdiction. Therefore, your current NRC license has been amended to remove all locations of use and/or storage in Non-Agreement States, leaving all other locations (including temporary job sites, if applicable) which authorize work activities in the State of New Jersey. Enclosed with this letter is the amended license authorizing work activities only in the State of New Jersey. The license will eventually be converted to a State of New Jersey license at the time of the next amendment, renewal, or as determined by the State.

After the Agreement is effective, you may conduct work at temporary job sites in Non-Agreement States pursuant to 10 CFR 150.20 (i.e., reciprocity). However, please be aware that reciprocity is only allowed for a maximum of 180 days in any calendar year and you are required to file NRC Form 241 for reciprocity with the NRC whenever your work brings you into NRC jurisdiction, or into areas of Exclusive Federal Jurisdiction within an Agreement State. The current application fee for reciprocity is $1,800 per calendar year.

Please review the enclosed document carefully and be sure that you understand and fully implement all the conditions incorporated into the amended license. If there are any errors or questions, please notify Patricia Gardner, Bureau of Environmental Radiation at (609) 984-5400.

An environmental assessment for this action is not required, since this action is categorically excluded under 10 CFR 51.22(c)(14).

Thank you for your cooperation.

Sincerely,

Original signed by Elizabeth Ullrich

Elizabeth Ullrich
Senior Health Physicist
Commercial and R&D Branch
Division of Nuclear Materials Safety

Enclosure:
Amendment No. 29

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