

Update – NJ Agreement Application (for OAS/CRCPD conference call)

- Staff has completed it's review of the final application from NJ
  - Application available in ADAMs: package ML is ML090510716 for the final application; ML090770116 for additional information to support the application
- Commission paper with DEDO level for review – April 15, 2009
- Will then go to EDO and then Commission for review
- Once the Commission votes, and presuming they approve the staff request, the application will be noticed in the FRN for 4 consecutive weeks.
  - We hope to get an SRM such that we can publish the agreement application in the FRN no later than 5/20/09.
  - Depending on original notification date in FRN – comment period would end around 6/19
  - Feel free to comment on the Agreement, and show your support if you're so inclined. OAS sent a positive comment letter for the VA Agreement
- Staff is working to an effective date of no later than 9/30/09, but this could be earlier – depending on when the proposed Agreement is noticed, nature of the comments.
- Staff is evaluating the NARM waiver expiration given the possibility of the Agreement being effective after August 7, 2009
  - Summary – if not effective before the waiver expiration, technically NJ licensees come under NRC authority
  - NRC is working with NJ to ensure an efficient transition to minimize the impact to the NJ licensees – we do not want to immediately pull all the license files to NRC and turn around and send them back in what we expect to be a short time frame – about 7 weeks or fewer.
  - Per the NARM rule
    - They will have to meet NRC regulations, meeting reporting/recordkeeping requirements
    - Have 6 months to apply for any amendments, 12 months for a license
  - This won't change because of the anticipated Agreement
  - As for any transition to an Agreement State, NRC will accelerate inspections; licensing actions will be held about 30 days before the planned effective date unless it is of an urgent nature; close coordination with the State.
    - Events prior to the effective date of the Agreement will continue to be handled by the regulatory authority under which they occurred.
    - For NARM licensees in NJ, if an event occurred prior to the 8/7/09 waiver expiration, NJ would continue with them.