

May 19, 2009

For Marty's periodic:

New Jersey Agreement State Application Commission Paper (D Sollenberger and T Taylor) Governor Corzine signed the final application on October 16, 2008 and the final package was received by NRC on October 21, 2008. ~~The staff has reviewed the package and prepared the staff assessment, Federal Register notice and Commission paper for publication of the draft Agreement. The EDO provided a SECY paper to the Commission on April 23, 2009 (SECY-09-0065). The Commission paper was sent to the EDO April 15. The State requested that the Agreement be effective no later than September 30, 2009. To meet the September 30, 2009 date, the staff needs prompt consideration of the paper and decision by the Commission. Staff is currently addressing a Staff Requirements Memorandum on SECY-09-0065 and expects to notice the New Jersey Agreement Application in the *Federal Register* before the end of May. New Jersey would like to have the Agreement earlier, if possible.~~

~~The NARM waiver expires for New Jersey on August 7, 2009; and an effective date closer to the waiver expiration date would be preferred. The the staff is working with other offices to ensure an efficient transition of NARM licensees in the State, within the legal requirements, in order to minimize the impact to NARM licensees in New Jersey.~~

~~Complex decommissioning sites will be addressed in the final SECY paper for the Agreement once staff has the benefit of public comments on the proposed Agreement. One such site is Shieldalloy, who is currently working with NRC staff on a decommissioning plan.~~

~~New Jersey currently has a letter of agreement with the NRC related to reactors to accompany NRC inspectors, review certain information, and to sit in on enforcement conferences. New Jersey has been very active in the areas under the purview of this agreement. It is the staff's impression that New Jersey has been operating within the conditions of this agreement.~~

The staff is aware of the potential furloughs of State employees in New Jersey. The New Jersey staff has a plan for addressing emergencies during any furlough; therefore, this issue does not impact the processing of the Agreement application package. (Note: 510 NRC licensees based in NJ.)

Note to TA: item will read as follows with the ~~strikeout/blue~~ text cleaned up:

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E/49

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