

Torre Taylor

NSIR

From: RidsNsirMailCenter Resource
Sent: Tuesday, March 31, 2009 1:16 PM
To: Torre Taylor
Subject: NJ Agreement Application

The subject Memo to the Commission has been concurred on by Mel Leach, on behalf of Roy Zimmerman, Office Director for NSIR - with comments.

The document can be picked up in the NSIR mailroom (T4D35). Alternatively, if you would like the package returned via inter-office mail, please let me know.

Cathy Raynor

Information Management

Specialist

PMDA - NSIR

415-4009

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3. Note:

- a. The staff will place a copy of the NRC Staff Draft Assessment (summarized in the FR Notice) in the NRC's Public Electronic Reading Room on the Internet at <http://www.nrc.gov/NRC/ADAMS/index.html>, and into the Agency wide Documents Access and Management System.
- b. The Office of Congressional Affairs will dispatch a letter to the knowledgeable Congressional Committees informing them that the Commission is considering entering into an Agreement with the State.
- c. The Office of Public Affairs will issue a press release.
- d. FSME will dispatch a letter to the Federal Agencies listed in FSME Procedure SA-700 and all of the States.
- e. The staff will continue working with other offices to ensure an efficient transition of NARM licensees in New Jersey within the legal requirements.

COORDINATION:

This paper has been coordinated with the Office of the General Counsel, which has no legal objection. The Office of the Chief Financial Officer has reviewed this Commission paper for resource implications and has no objection.

R. W. Borchardt
Executive Director
for Operations

Enclosures:

1. Letter from Governor Corzine to Chairman Klein dated October 16, 2008
2. Acknowledgment Letter from Chairman Klein to Governor Corzine dated March 19, 2009
3. Draft *Federal Register* Notice, including the Summary of the Draft Staff Assessment and the Proposed Agreement
4. Draft NRC Staff Assessment of the Proposed New Jersey Radioactive Materials Program

WITS200800432/EDATS SECY-2008-0647/FSME200900158

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OFC	MSSA:ASPB	MSSA:ASPB	MSSA	MSSA	OGC	RI
NAME	TTaylor cat3	DWhite	TReis	RLewis	BJones	SCollins
DATE	3/20/09	3/24/09	3/24/09			
OFC	NSIR	CFO	TECH ED	FSME	EDO	
NAME	RZimmerman	JDyer	CPoland	CMiller	RWBorchardt	
DATE	3/31/09					

OFFICIAL RECORD COPY

MWIS comments on the "SECY Paper for New Jersey Agreement Application" (NSIR-09-0118).

The draft SECY paper requests Commission approval to publish the proposed Agreement with the State of New Jersey and a summary of the draft NRC staff assessment of the New Jersey regulatory program in the federal register. MWISB has reviewed the SECY paper and attachments and recommends concurrence on the SECY paper.

A MWISB staff member participated in the working group that reviewed the New Jersey agreement application for compatibility with NRC requirements. The MWISB staff member was responsible for the review of section, "4.7 Event and Allegation Response Program Elements." Based on criteria in FSME Procedure SA-700 "Processing an Agreement," the New Jersey event and allegation response program was determined to be compatible with NRC's requirements.

Another working group member reviewed two license conditions to implement Increased Controls and Fingerprinting and Criminal History Records Check requirements for risk-significant radioactive materials for certain State licensees under the proposed Agreement. These license conditions were determined to be compatible with NRC requirements and will replace the Orders that NRC issued to licensees in the State of New Jersey.

The working group concluded that the State of New Jersey's radiation protection program is compatible with the program of the NRC and adequate to protect public health and safety with respect to the materials covered by the proposed Agreement.

Roy —

I recommend you concur,

Rich C.

3-30-09



NSIR ACTION ITEM COVER SHEET

NSIR ID No.

NSIR-09-0118

EDO Tracking Number (if applicable)

BACKGROUND INFORMATION

Date Received in NSIR Priority Estimated Work Time Hrs.

Document Date Source Source Author

Subject

Action

Special Instructions:

Due Dates:

EDO Office

CONTACT AND STATUS

Assigned To: Contact

Please add the RidsNsirMailCenter to distribution (for letter/memoranda responses) or CC (for email responses) in order to track and/or close this ticket.

3/24/2009

4:00 PM