

March 29, 2010

DRAFT SUMMARY OF INFORMATION COLLECTION REQUEST

Title: Policy Statements, Criteria for Guidance of States and NRC in Discontinuance of NRC Regulatory Authority and Assumption thereof by states through agreement and IMPEP Questionnaire.

Current Burden/Responses: 260,631 hours/ 52 responses

Proposed Burden/Responses: 286,693 hours/58 responses

Frequency of Response: Every four years for completion of the IMPEP questionnaire in preparation for an IMPEP review. One time for new Agreement State applications. Annually for participation by Agreement States in the IMPEP reviews and fulfilling requirements for Agreement States to maintain their programs.

Number of Respondents: 38 (37 current Agreement States plus 1 applicant)

Reasons for Changes in Burden/Responses:

There has been an overall burden increase of 26,062 hours from 260,631 hours to 286,693 hours annually, because the number of Agreement States has increased from 34 to 37:

- The annual burden for IMPEP questionnaire respondents has increased by 106 hours due to the increase in number of IMPEP reviews performed annually. Two additional reviews will be performed annually at 53 hours each.
- The annual burden for IMPEP participation by Agreement States was re-estimated because of an increase from 10 to 11 reviews, resulting in an increase in burden from 360 to 396 hours (+36 hours).
- The burden for reporting and recordkeeping for maintaining all activities associated with existing Agreement States has increased from 255,600 hours to 281,520 hours (+25,920 hours) based on the addition of three Agreement States (Pennsylvania, Virginia, and New Jersey). The estimated number of burden hours per response increased from 7,517 to 7,609. The burden hours per response is based on the average FTE expended per State to maintain its program. Based on the fact that Pennsylvania and New Jersey are fairly large programs, requiring an above average number of FTE, the average per state increased slightly.

The hourly rate changed from \$214/hour to \$257/hour.

Level of Concurrence: Branch Chief, Division of Intergovernmental Liaison and Rulemaking
(Branch A)
FSME

Recordkeeping Requirements in Accordance with the Retention Periods for Records/Rule:

10 CFR 95.34(b) and 10 CFR 95.36(d) require that licensees, certificate holders, or others shall retain records of foreign visits for 5 years beyond the date of the visit. This requirement is needed to check the history of foreign visitors in case they become targets of interest by the United States Government.

Abstract: The States wishing to become Agreement States are requested to provide certain information to the NRC as specified by the Commission's Policy Statement, "Criteria for Guidance of States and NRC in Discontinuance of NRC Regulatory Authority and Assumption Thereof By States

Through Agreement.” The Agreement States need to ensure that the radiation control program under the Agreement remains adequate and compatible with the requirements of Section 274 of the Act and must maintain certain information. The NRC conducts periodic evaluations through IMPEP to ensure that these programs are compatible with the NRC’s program, meet the applicable parts of the Act, and adequate to protect public health and safety.

ADAMS package: ML100560399
Supporting statement: ML100560432