

**Sollenberger, Dennis**

**From:** Alison Rivera - *FINE*  
**Sent:** Monday, April 20, 2009 5:39 PM  
**To:** Torre Taylor  
**Cc:** Dennis Sollenberger  
**Subject:** RE: New Jersey Agreement

It's upstairs. Cyndi is acting for Marty and is usually pretty good about reviewing things, the only thing I'm not sure about is if Bruce will have to sign it as Acting EDO since Marty and Bill are both out - normally Marty signs for Bill, but I don't think Cyndi can sign for Bill (only for Marty).

**From:** Torre Taylor  
**Sent:** Monday, April 20, 2009 4:54 PM  
**To:** Alison Rivera  
**Cc:** Dennis Sollenberger  
**Subject:** RE: New Jersey Agreement

Ok, I got the staff assessment section done too! I've attached our responses to your comments. Thanks for the catches - the clarifications will help everyone too. I've just double checked it - I think it should be fine - the staff assessment will need to be printed in total - I had to make page adjustments to avoid orphan lines, etc.

Let me know if you want me to print and bring over replacement pages/documents; you'd offered to print replacement pages - if you're willing, that would be nice of you!

I'm heading home, but I should be able to be here on time tomorrow - I get in about 8:00.

**From:** Alison Rivera  
**Sent:** Monday, April 20, 2009 4:36 PM  
**To:** Torre Taylor  
**Subject:** RE: New Jersey Agreement

I'm back at my desk. I realized on Criterion 9a that we said the same thing for Va so I'm okay there with saying nothing on Part 61. If you can get it back to me today, I'll get it upstairs tonight or tomorrow before training. Thanks, Torre!

**From:** Torre Taylor  
**Sent:** Monday, April 20, 2009 4:34 PM  
**To:** Alison Rivera  
**Subject:** RE: New Jersey Agreement

Hi Alison,

I'm just about done - the commisison paper is done (will need to reprint document in whole - page adjustments, etc with changes) and the FRN is done ( pages 5-6 need to be printed with text realignment with changes). I am finalizing the staff assessment now, and the response to each of your comments - re: "done," what we changed, or if no change should be made and why to help your review.

**From:** Alison Rivera  
**Sent:** Monday, April 20, 2009 10:09 AM  
**To:** Torre Taylor  
**Subject:** Re: New Jersey Agreement

*N/36*

Main question is what does "it" refer to in the last sentence of paragraph 5 on page 3? Is it the section, the Act or authority (or something else)? Thanks!

Sent from an NRC Blackberry  
Alison Rivera  
202-295-7752

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**From:** Alison Rivera

**To:** Torre Taylor

**Sent:** Mon Apr 20 10:03:58 2009

**Subject:** New Jersey Agreement

Torre, I read the paper over the weekend and have it with me at training. I'll try and write you a longer email over lunch with the comments or will be back in the office around 4:30. No major issues.

Thanks!  
Alison

Alison's comments – April 20, 2009

1. (FSME) needs to be put after the first appearance of the spelling out of it. I believe that is page 1 when talking about the procedure under background.

Done

2. 3rd paragraph on page 2, don't want to just assume we will recommend approval so want to replace "recommending approval of" with "with staff's recommendations regarding"

Changes made

3. 4th paragraph, page 2, last sentence - start it with "If" instead of "Once"

Change made; adjusted overall sentence for grammar with change

4. We assume the "other offices" on page 3, paragraph 3 are just other NRC offices, so just delete "other offices and"

Done

5. We talked about the exemption possibility - any word from OGC?

No change per emails today, 4/20/09

6. I sent you a question on the "it" in paragraph 5 of page 3.

Change made per my email response

7. Tab the commitment back to be in line with the "Listed" in the Commitments section.

Done

8. The link is incorrect in the paper for ADAMS. Delete "NRC/ADAMS/index.html" and replace with "/reading-rm/adams.html" Also, close the gap on Agencywide

Done, on last page and concurrence page.

9. For item e in the recommendations, replace "other offices" with "New Jersey"

Done

10. Page 5 of the FRN, need (NARM) added to the end of the first sentence in the last paragraph before you start using the acronym.

Done

11. I would replace the "and" with a "which" in the sentence ending "effective through August 7, 2009. Mid-way last para. on page 5 of FRN.

Done

12. Next sentence after that you have "NARM material" Isn't that saying material twice, should it be licenses instead?

Made a change – said "with respect to NARM as defined in Sections 11e.(3) and 11e.(4) ..." It is a double use of material. It's not really licenses either. Technically, it is probably byproduct material as defined in 11e.(3) and 11e.(4). Now that I said that, I changed NARM to byproduct material – **will need to print pages 5-6 with page adjustment**

13. For criterion 9a, do you need to mention Part 61 in the explanation since it is in the write-up of the question, page 5 of FRN.

No change needed (actually in staff assessment). I discussed this with Dennis – 9a is addressing Part 20, and subpart K refers back to part 61 – where the waste classification is – this criterion is for the generator of waste requirements and they use subpart K and the reference to part 61 for waste classification.

9b specifically talks about part 61 – applies to the waste disposal site and regulation of it.

14. page. 12 of FRN (actually in staff assessment), need to define FTE in paragraph 5 before using the acronym again. Also, I'm not really seeing how the numbers in 6 add to 13.25 FTE. Added full-time equivalent.

Regarding the numbers adding up to 13.25 – we modified the language a bit to get rid of the 10 technical staff which confuses the math. Here's the run down of the numbers – it did get confusing and I went through this 2-3 times to figure it out!

9.5	technical staff
1	supervisor
2	administrative support staff
35%	bureau chief time
40%	management analyst time
Totals:	$9.5 + 1 + 2 = 12.5$ $35\% + 40\% = 75\%$ which is the remaining $\frac{3}{4}$ . $12.5 + \frac{3}{4} = 13.25$ FTE

15. page 13 of FRN, capitalize Science in paragraph 4 for the MS in Radiation Science.

Done. Dennis suggested I keep it lower case for radiation science to be consistent with the Bachelor's of Science list. However, I kept the MS capitalized and left the BS lower case – these are a general list and not necessarily the exact degree – for example with the earth science one. Rather than looking up each person's BS degree again, I modified it to read: "...Bachelor of Science degree in one of the following subject areas..." to keep it more general, and lower case would be appropriate. (a long explanation for a short answer!).

Recommend reprinting staff assessment – had to adjust pages so I didn't have orphan lines, split things that shouldn't be, etc.