

## Sollenberger, Dennis

**From:** Torre Taylor - *FSME*  
**Sent:** Monday, April 20, 2009 1:09 PM  
**To:** Alison Rivera  
**Cc:** Dennis Sollenberger; Kathleen Schneider  
**Subject:** RE: New Jersey Agreement

thanks; turns out if she's worried about the transfers back and forth, we have that covered. No one will have to rush in to get licenses per the way the NARM rule is written. More details of course, but that's good to know that was her concern. I'll leave that question for now and there will be more later on the NARM waiver.

**From:** Alison Rivera  
**Sent:** Monday, April 20, 2009 12:21 PM  
**To:** Torre Taylor  
**Cc:** Dennis Sollenberger; Kathleen Schneider  
**Subject:** RE: New Jersey Agreement

No problem, I wanted to keep it moving and didn't want to have my training put it on hold.

I think we'll just leave it. Marty understood what was going on and I was at that meeting also. If questions come up, this email will help and Duncan had said Friday we could also do a walk-around once the paper reaches the Commission. Tammy was looking for an extension of the whole thing so we didn't have to do the transfers back and forth.

**From:** Torre Taylor  
**Sent:** Monday, April 20, 2009 12:08 PM  
**To:** Alison Rivera  
**Cc:** Dennis Sollenberger; Kathleen Schneider  
**Subject:** RE: New Jersey Agreement

Hi Alison,  
(Kathy, you're on cc as acting Duncan in case we need you!)

Just sent you a response to one of your questions you'd sent separately. I'll take a look at your list below. Most are easy enough.

Re: 5. - exemption possibility (b)(6) Just got to work a bit ago, so no conversation with OGC. We'll actually need more information here. I spoke with Dennis briefly about this. If the question is an exemption to NJ re: the waiver, we already know the answer is no. Because the waiver option was actually written into the legislation (b)(5)  
(b)(5) As of Aug. 8, NRC will have the full authority until the Agreement is effective.

If the intent is a formal exemption to NJ licensees, I'm not sure - this is where we need more information on the thinking or suggestion from Tammy. We wouldn't want to issue them an exemption from our regulations because no one would have oversight during this time period. The effort it could take to get that in place may not be worth it given if everything stays on schedule, there will be 7 weeks or less before the agreement is effective. The NJ licensees already have 6 months to get an amendment and 12 months for a new license.

We're working on an outline now of how the waiver expiration works, with the NARM rule requirements, how enforcement works, etc. It's all actually already in place essentially.

this is my quick 2 cents on the exemption without thorough analysis - we may need to talk more when you're back in the office.

Let me take a look at these after lunch and I'll be in touch! I'm sorry you had to read this over the weekend....

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EX-6  
EX-5

**From:** Alison Rivera  
**Sent:** Monday, April 20, 2009 11:53 AM  
**To:** Torre Taylor  
**Subject:** New Jersey Agreement

Hi Torre,

Just a few little things on the paper before I send it on. Either you can okay them and I'll change it in ADAMS/print out replacements when I get to the office or you can make the changes and either tell me to go ahead and print out the changes or leave replacement changes on my chair. Thanks!

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.
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"
3. 4th paragraph, page 2, last sentence - start it with "If" instead of "Once"
4. We assume the "other offices" on page 3, paragraph 3 are just other NRC offices, so just delete "other offices and"
5. We talked about the exemption possibility - any word from OGC?
6. I sent you a question on the "it" in paragraph 5 of page 3.
7. Tab the commitment back to be in line with the "Listed" in the Commitments section.
8. The link is incorrect in the paper for ADAMS. Delete "NRC/ADAMS/index.html" and replace with "/reading-room/adams.html". Also, close the gap on Agencywide
9. For item e in the recommendations, replace "other offices" with "New Jersey"
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.
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.
12. Next sentence after that you have "NARM material" Isn't that saying material twice, should it be licenses instead?
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.
14. page. 12 of FRN, 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.
15. page 13 of FRN, capitalize Science in paragraph 4 for the MS in Radiation Science.

Other than that, looks good! Thanks, Alison