



State of Utah

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Governor

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Lieutenant Governor


Department of
Environmental Quality

Amanda Smith
Executive Director

DIVISION OF RADIATION CONTROL
Rusty Lundberg
Director

MEMORANDUM

TO: Charles L. Cain
Deputy Director, Division of Nuclear Material Safety
U.S. Nuclear Regulatory Commission, Region IV

FROM: Rusty Lundberg 
Director, Utah Division of Radiation Control

DATE: November 29, 2010

SUBJECT: Training and Field Exercise Between Several Federal and State Agencies in Salt Lake City, Utah, on December 1-2, 2010

This memorandum serves to transmit the concurrence of the Utah Division of Radiation Control with the conclusion and determination of the U.S. Nuclear Regulatory Commission (NRC) regarding the protection of the public health and safety during the referenced training and field exercise.

The U.S. Department of Energy (DOE) – Idaho National Laboratory (INL) proposes to use sealed radioactive sources, that are owned and controlled by INL, during a joint training and field exercise between DOE Region 6 – Radiological Assistance Program (RAP), the Federal Bureau of Investigation (FBI), Salt Lake City, Utah Office, and the Utah Army National Guard 85th Civil Support Team, Weapons of Mass Destruction (CST/WMD) to be conducted at two separate locations within Salt Lake City on December 1 and 2, 2010.

On November 24, 2010, Roberto J. Torres, Region IV, NRC, prepared a Safety Evaluation Report (SER) concerning the training and field exercise. In that report, the NRC found that the activity can be conducted without undue risk to public health and safety and that the procedures were technically adequate. The Utah Division of Radiation Control (DRC) has reviewed the SER and comments were submitted to the NRC. The NRC has incorporated the DRC's comments into the final SER. Based on the SER and in accordance with the requirements of R313-12-55(2)(d) Utah Administrative Code, the Utah Division of Radiation Control concurs with the conclusion and determination of the NRC that the training and field exercise described above will be conducted in a manner protective of the public health and safety.

Additionally, the DRC has voiced its concern to the DOE and the NRC about the use of radioactive materials in the EnergySolutions Arena, primarily due to public perception issues

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related to using a facility that bears the name of a high-profiled company that disposes of low-level radioactive waste. The DRC is recommending that any public concerns be referred to the DOE Public Information Office. It is also recommended that DRC employees attend the field exercise while it occurs in the EnergySolutions Arena.

cc: Amanda Smith, Executive Director, Utah Dept. of Environmental Quality
Rachel Browder, NRC, Region IV, State Agreement Officer

Browder, Rachel

From: Rusty Lundberg [RLUNDBERG@utah.gov]
Sent: Monday, November 29, 2010 4:48 PM
To: Cain, Chuck; Browder, Rachel
Cc: James.Thalgott@inl.gov; Amanda Smith; Craig Jones; Donna Spangler
Subject: Utah Concurrence Memo -- DOE Training & Field Exercise
Attachments: Memo.PDF

Chuck & Rachel,

Attached is a memorandum (which you can consider a public document) that transmits our concurrence with the SER prepared by Roberto Torres of your agency for the upcoming DOE-sponsored training and field exercise in Salt Lake City on December 1-2, 2010. Please consider this as meeting our portion of the required joint determination under Utah and NRC regulations (R313-12-55 Utah Admin. Code and 10 CFR 30.12) with respect to the regulatory exemption necessary for the training and field exercise.

Please let me know if you have any questions. We greatly appreciate the effort and coordination that has taken place between our agencies in consideration of this matter. We will also be mailing the attached document via regular mail.

Thank you,

Rusty

Rusty Lundberg, Director
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