



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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BOB MARTIN
Commissioner

June 8, 2015

Christian E. Einberg, Chief
Agreement State Programs Branch
Division of Material Safety, State, Tribal and Rulemaking Programs
Office of Nuclear Material Safety and Safeguards
US Nuclear Regulatory Commission
Washington, D.C. 20555-0001

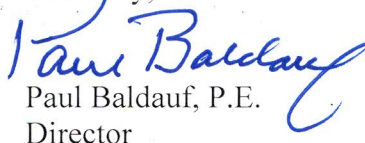
Dear Mr. Einberg:

Commissioner Martin has asked me to respond to your request for comments on the Draft Integrated Materials Performance Evaluation Program (IMPEP) Report which you provided to him in a letter dated May 11, 2015. Staff of the Bureau of Environmental Radiation has reviewed the draft report and offer the following comment for your consideration.

For the Non-Common Performance Indicators in Section 4.0, the report states that the NRC did not relinquish authority for a low-level radioactive waste disposal program, however, that is not correct. The Agreement with New Jersey does include a low-level radioactive waste disposal program. Because New Jersey is a member of the Atlantic Compact, that authority will only be implemented in the future if it becomes necessary. Note that New Jersey has also incorporated 10 CFR 61 by reference at N.J.A.C. 7:28-59.1.

We would like to thank the IMPEP review team, led by James Lynch for performing the review professionally and with great expertise. They provided our program with many valuable suggestions for improvement, some of which we have already implemented.

Sincerely,


Paul Baldauf, P.E.
Director