



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

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Ref: SA/DAN

AUG 12 1985

MEMORANDUM FOR: James M. Taylor, Director
Office of Inspection and Enforcement

Guy H. Cunningham
Executive Legal Director

John G. Davis, Director
Office of Nuclear Material Safety
and Safeguards

✓ Harold R. Denton, Director
Office of Nuclear Reactor Regulation

James G. Keppler, Regional Administrator
Region III

Robert B. Minogue, Director
Office of Nuclear Regulatory Research

FROM: G. Wayne Kerr, Director
Office of State Programs

SUBJECT: DRAFT PROPOSAL FROM ILLINOIS FOR AGREEMENT STATE STATUS

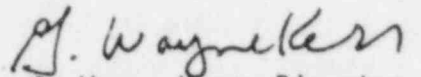
Enclosed for your review and comment is a draft proposal from Illinois for a 274b agreement with the NRC. The proposal includes the Program Statement (Volume I), Statutes (Volume II), Regulations (Volume III), a draft letter from the Governor and a draft agreement. The proposal covers byproduct material as defined in Section 11(e)(1) of the Atomic Energy Act, source material, special nuclear material in quantities not sufficient to form a critical mass and the land disposal of byproduct, source and special nuclear material covered by the agreement. The State will not be requesting authority to regulate byproduct material as defined in 11(e)(2) of the Atomic Energy Act (mill tailings) for the present.

The appropriate criteria for review of this proposal are those contained in the NRC Policy Statement - "Criteria for Guidance of States and NRC in Discontinuance of NRC Regulatory Authority and Assumption Thereof by States Through Agreement" (copy enclosed). The State followed the Suggested State Regulations (SSR) developed by the Conference of Radiation Control Program Directors in drafting its regulations. The latest SSR revision (1982) was approved by the NRC staff.

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Our understanding is that under the agreement Illinois would assume regulatory control over the Sheffield low-level radioactive waste disposal site since the State is requesting authority to regulate low-level waste disposal. We would appreciate a statement from ELD regarding the procedures involved for transferring the NRC license for Sheffield to the State.

We would appreciate your comments on the proposal by August 30, 1985.


G. Wayne Kerr, Director
Office of State Programs

Enclosures:
As stated

cc: Roland Lickus, Region III