



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION IV

511 RYAN PLAZA DRIVE, SUITE 400
ARLINGTON, TEXAS 76011-8064

April 10, 1997

Department of the Army
Commander, Yuma Proving Ground
U.S. Army Yuma Proving Ground
Yuma, Arizona 85365-9102

SUBJECT: NRC ROUTINE INSPECTIONS (License Nos.: 02-09128-02; SMB-1411)

Dear Commander:

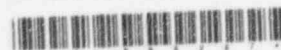
This letter is to inform you that the Nuclear Regulatory Commission (NRC) is considering an Agreement with the State of Arizona for the State to inspect certain Federal materials licensees in Arizona on behalf of the NRC. This Agreement would be a pilot program consistent with Sections 161f and 274i of the Atomic Energy Act, as amended, which allow the NRC to enter into an agreement with a state to perform inspections or other functions on a cooperative basis as the Commission deems appropriate. The inspections would be performed by the Arizona Radiation Regulatory Agency which is the state agency that implements the Arizona Agreement State Program. Federal licensees to be included in the pilot program would include Department of Defense licensees and Department of Veterans Affairs hospitals. This pilot program is being initiated at the request of the State of Arizona.

The main tenets of the Agreement would be as follows. The State recognizes the NRC as having the exclusive authority and responsibility to regulate the radiological aspects of Federal material licensees; the State would conduct the inspections in accordance with Federal standards and regulations; the State would certify that its inspectors meet minimum education, experience, training, and qualification requirements patterned after those of comparable NRC materials inspectors; State inspection findings would be transmitted to the NRC for disposition (any enforcement action resulting from the inspection would remain the exclusive responsibility of the NRC); and the State would abide by NRC protocol to not publicly disclose inspection findings prior to the NRC release of the inspection report.

As an NRC licensee subject to this program, the NRC is affording you an early opportunity to comment on this proposal. We are particularly interested in your confirmation that access to your facility will be provided to the State inspector. Comments should be provided within 30 days of the date of this letter and be directed to:

Mr. Richard L. Bangart, Director
Office of State Programs
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

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Comments received within the specified time will be considered in the NRC's ongoing deliberation of this matter. If approved by the Commission, the NRC staff will publish notice of the draft Agreement in the Federal Register for a 30-day public comment period. If you have any questions, you may call Mr. Bangart at (301) 415-3340.

Sincerely,



Ross A. Scarano, Director
Division of Nuclear Materials Safety

Docket Nos.: 030-19900; 040-08814
License No.: 02-09128-02; SMB-1411

cc:

Aubrey Godwin, Director
Arizona Radiation Regulatory Agency
4814 South 40th Street
Phoenix, Arizona 85040

Frank Dunfrund
Radiation Protection Officer
Department of the Army
U.S. Army Yuma Proving Ground
ATTN: STEYP-ES-S
Yuma, Arizona 85365-9107

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U.S. Army Yuma Proving Ground

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