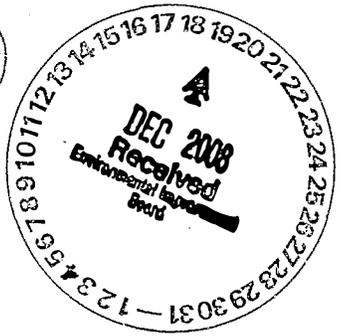


**STATE OF NEW MEXICO  
ENVIRONMENTAL IMPROVEMENT BOARD**

COPY



\_\_\_\_\_)  
IN THE MATTER OF PROPOSED )  
AMENDMENTS TO THE RADIATION )  
PROTECTION RULES, 20.3.1 NMAC, )  
20.3.3 NMAC, 20.3.4 NMAC, 20.3.7 NMAC, )  
20.3.13 NMAC AND 20.3.15 NMAC. )  
\_\_\_\_\_)

EIB 08-16(R)

**NEW MEXICO ENVIRONMENT DEPARTMENT  
RADIATION CONTROL BUREAU  
NOTICE OF INTENT TO PRESENT TECHNICAL TESTIMONY**

Pursuant to 20.1.1.302 NMAC, the New Mexico Environment Department (“NMED” or “Department”) Radiation Control Bureau (“RCB” or “Bureau”) hereby submits its Notice of Intent to present technical testimony in support of its petition to amend 20.3.1 NMAC, 20.3.3 NMAC, 20.3.4 NMAC, 20.3.7 NMAC, 20.3.13 NMAC and 20.3.15 NMAC at the public hearing beginning on January 5, 2009.

1. Identification of the person for whom the witness will testify: The witness will testify on behalf of the Bureau.

2. Identification of each technical witness the person intends to present and statement of qualifications: The Bureau will call the following witnesses at the hearing to present technical testimony:

A. John Parker. Mr. Parker is Bureau Chief of the Radiation Control Bureau. Mr. Parker’s educational and professional background is described in his resume (Exhibit 3).

B. Daniela Bowman Ms. Bowman is an Environmental Scientist and Specialist in the Bureau. Ms. Bowman's educational and professional background is described in her resume (Exhibit 5).

3. Summary of direct testimony of technical witnesses:

A. John Parker. Mr. Parker's testimony will provide a brief overview of the purpose and function of the Radiation Control Bureau and its various programs. A summary of Mr. Parker's technical testimony is attached (Exhibit 4).

B. Daniela Bowman. Ms. Bowman's testimony will provide an overview of the proposed amendments and the process of developing the proposed amendments, including the public involvement process. Ms. Bowman's testimony will also provide the basis and justification for why the proposed amendments are needed. A summary of Ms. Bowman's technical testimony is attached (Exhibit 6).

The Bureau hereby reserves the right to call any other person to present rebuttal testimony and to support the admission of any exhibit.

4. Length of direct testimony of each witness:

A. John Parker. The estimated duration of Mr. Parker's direct testimony is approximately 10 minutes.

B. Daniela Bowman. The estimated duration of Ms. Bowman's direct testimony is approximately one hour.

5. Text of recommended modifications to regulations: A copy of the Bureau's proposed amendments is attached as Exhibit 2.

6. Exhibits: The Bureau intends to introduce into evidence the following exhibits:

<u>EXHIBIT NUMBER</u>	<u>TITLE OF EXHIBIT</u>
Bureau Exhibit 1	Petition for Hearing
Bureau Exhibit 2	Proposed Amendments
Bureau Exhibit 3	Resume of John Parker
Bureau Exhibit 4	Summary of Technical Testimony of John Parker
Bureau Exhibit 5	Resume of Daniela Bowman
Bureau Exhibit 6	Summary of Technical Testimony of Daniela Bowman
Bureau Exhibit 7	Public Involvement Documents
Bureau Exhibit 8	Affadavits of Public Notice of Hearing
Bureau Exhibit 9	NRC Review of Proposed Amendments
Bureau Exhibit 10	Complete Tables of Bases for Revisions
Bureau Exhibit 11	Incorporated Federal Regulations
Bureau Exhibit 12	Regulation Assessment Tracking System (RATS); and SA 200
Bureau Exhibit 13	Letter to Small Business Regulatory Advisory Commission

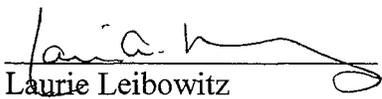
Respectfully submitted,  
RADIATION CONTROL BUREAU  
NEW MEXICO ENVIRONMENT DEPARTMENT

  
Misty M. Braswell  
Assistant General Counsel  
New Mexico Environment Department  
1190 St. Francis Drive  
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(505) 827-2982

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Notice of Intent to Present Technical Testimony was served on the following parties of record on December 19, 2008:

Joyce Medina, EIB Administrator  
Harold Runnels Building  
1190 St. Francis Drive, Suite N2150  
Santa Fe, New Mexico, 87502

  
Laurie Leibowitz  
Legal Assistant  
Office of General Counsel  
New Mexico Environment Department