

May 25, 2006

MEMORANDUM FOR: Luis A. Reyes
Executive Director for Operations

Karen D. Cyr
General Counsel

FROM: Annette L. Vietti-Cook, Secretary /RA/

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 9:50 A.M., THURSDAY, MAY 25, 2006, COMMISSIONERS' CONFERENCE ROOM, ONE WHITE FLINT NORTH, ROCKVILLE, MARYLAND (OPEN TO PUBLIC ATTENDANCE)

I. SECY-06-0080 - Final Rule: National Source Tracking of Sealed Sources (Rin 3150-AH48)

The Commission approved a final rule amending Parts 20 and 32 of Title 10 of the *Code of Federal Regulations* to establish the regulatory foundation for the National Source Tracking System (NSTS), subject to the attached changes. The Commission has also approved the change of the rule's basis to public health and safety.

Following incorporation of these changes, the Federal Register notice should be reviewed by the Rules Review and Directives Branch in the Office of Administration and forwarded to the Office of the Secretary for signature and publication.

(EDO)

(SECY Suspende:

6/23/06)

The staff should continue its efforts on the Interagency Coordinating Committee for the NSTS to ensure that federal agencies, such as Customs and Border Protection (CBP), have access to information in the NSTS.

The staff should provide the Commission with an explanation of how they intend to transfer data from NMED to NSTS in a timely manner.

As part of its interagency activities, the staff should keep abreast of technological developments and the efforts of other federal agencies involved in tracking radioactive materials on the ability to provide for real time tracking of nationally tracked sources in the future. The staff should periodically update the Commission on this aspect of source tracking.

The staff should expeditiously inform the Commission should issues arise during the implementation process that are indicative of any problem in meeting the specified implementation time frame.

II. SECY-06-0112 - Immediately Effective Final Rule -- 10 CFR 73.57a "Relief from Fingerprinting and Criminal History Records Check for Designated Categories of Individuals"

The Commission approved a final rule to promulgate a new 10 CFR § 73.57a to relieve certain categories of individuals who have been approved by the Commission for access to Safeguards Information (SGI) from the fingerprinting, identification, and criminal history records check requirements of section 149 of the Atomic Energy Act of 1954, as amended by section 652 of the Energy Policy Act of 2005, subject to the attached changes.

Following incorporation of these changes, the Federal Register notice should be reviewed by the Rules Review and Directives Branch in the Office of Administration and forwarded to the Office of the Secretary for signature and publication.

(EDO)

(SECY Suspende:

6/2/06)

Attachment:

1. [Changes to the Final Rule in SECY-06-0080](#) 
2. [Changes to the Final Rule in SECY-06-0112](#) 

cc: Chairman Diaz
Commissioner McGaffigan
Commissioner Merrifield
Commissioner Jaczko
Commissioner Lyons
EDO
OGC
CFO
OCAA
OCA
OIG
OPA
Office Directors, Regions, ACRS, ACNW, ASLBP (via E-Mail)
PDR