

February 14, 2002

ALL AGREEMENT STATES
MINNESOTA, PENNSYLVANIA, WISCONSIN

PROGRAM MANAGEMENT INFORMATION: NOTICE OF OPPORTUNITY TO COMMENT ON DRAFT RULEMAKING PLAN, "10 CFR PARTS 30, 31, AND 32, EXEMPTIONS FROM LICENSING AND DISTRIBUTION OF BYPRODUCT MATERIAL; LICENSING AND REPORTING REQUIREMENTS" (STP-02-012)

The Nuclear Regulatory Commission (NRC) is seeking comments* from Agreement States on the draft rulemaking plan, "10 CFR Parts 30, 31, and 32, Exemptions from Licensing and Distribution of Byproduct Material; Licensing and Reporting Requirements." This rule plan is a part of the systematic assessment of exemptions from licensing. The rulemaking would primarily address revisions to the exemptions from licensing in Part 30 and the requirements for exempt-distribution in Part 32. It will also address a few specific issues concerning making the regulations more flexible, user-friendly, and performance-based in the area of requirements for distributors of generally licensed devices as identified in [SECY-97-291](#). The compatibility designation for the proposed rulemaking plan is provided under the "Agreement State Implementation Issues" section. Because the Commission may give consideration to revising the compatibility category for §§ 32.11 and 32.12 to NRC, we request that you provide us with your comments and any potential impacts to include information on approximate number of licensees and type of product or material.

The draft rulemaking plan has been uploaded to the NRC's Technical Conference Forum (TCF) under a subsystem where access is limited to Agreement States. Agreement States can access the draft rulemaking plan on the TCF at <http://techconf.llnl.gov/cgi-states/topics> using the appropriate user name and password which was last updated via All Agreement States letter SP-99-027. Due to its predecisional nature, this document is exempt from public disclosure under NRC rules. We request that you limit distribution to your staff and not release the document publicly. If the document is released, please inform me or the Point of Contact below within 24 hours.

*This information request has been approved by OMB 3150-0029, expiration 06/30/04. The estimated burden per response to comply with this voluntary collection is approximately 6 hours. Forward any comments regarding the burden estimate to the Information and Records Branch (T-6F33), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, and to the Paperwork Reduction Project (3150-0029), Office of Management and Budget, Washington, DC 20503. If a document does not display a currently valid OMB control number, the NRC may not conduct or sponsor, and a person is not required to respond to, a collection of information.

Please provide comments to the Point of Contact, who will facilitate the resolution of comments. Comments should be received before April 1, 2002.

POINT OF CONTACT:	Catherine Mattsen	INTERNET:	CRM@NRC.GOV
TELEPHONE:	(301) 415-6264	FAX:	(301) 415-5385

/RA/

Josephine M. Piccone, Deputy Director
Office of State and Tribal Programs

