



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

February 22, 2007

ALL AGREEMENT STATES, NEW JERSEY, PENNSYLVANIA, VIRGINIA

OPPORTUNITY TO COMMENT ON DRAFT REVISION TO FSME PROCEDURES: SA-112 - EMERGENCY SUSPENSION OF A SECTION 274b AGREEMENT, SA-114- SUSPENSION OF A SECTION 274b AGREEMENT, SA-115- TERMINATION OF A SECTION 274b AGREEMENT, SA-119- FOLLOW-UP IMPEP REVIEWS, AND SA-500- JURISDICTION DETERMINATIONS (FSME-07-020)

Purpose: Enclosed for your review and comment is the draft revision to the Office of Federal and State Materials and Environmental Management Programs (FSME) Procedures SA-112, *Emergency Suspension of a Section 274b Agreement*; SA-114, *Suspension of a Section 274b Agreement*; SA-115, *Termination of a Section 274b Agreement*; SA-119, *Follow-up IMPEP Reviews*; and SA-500, *Jurisdiction Determinations*. We would appreciate receiving your comments* within 30 days from the date of this letter.

Background: These procedures describe the following processes:

- SA-112: This procedure describes the process used by the Commission to temporarily suspend an Agreement State program when an emergency situation exists requiring immediate action to protect public health and safety, and the State has failed to take steps to contain or eliminate the cause of danger within a reasonable time.
- SA-114: This procedure describes the process used by the Commission to suspend Agreement State programs.
- SA-115: This procedure describes the process used by the Commission to terminate an Agreement State program.
- SA-119: This procedure describes the process for conducting follow-up reviews of the U.S. Nuclear Regulatory Commission (NRC) Regional and Agreement State materials programs under the Integrated Materials Performance Evaluation Program (IMPEP), including scheduling, assigning personnel for, and reporting the results of the reviews.
- SA-500: This procedure describes the process for resolving questions of jurisdiction involving the use of byproduct, source and special nuclear material (SNM) within Agreement States; i.e., whether the NRC or an Agreement State is the appropriate licensing agency in certain cases.

* This information request has been approved by OMB 3150-0029, expiration 06/30/07; OMB 3150-0200, expiration 06/30/2009. The estimated burden per response to comply with this voluntary collection is approximately 8 hours. Send comments regarding the burden estimate to the Records and FOIA/Privacy Services Branch (T-5F52), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, or by Internet e-mail to infocollects@nrc.gov, and to the Desk Officer, Office of Information and Regulatory Affairs, NEOB-10202 (3150-0029), Office of Management and Budget, Washington, DC 20503. If a means used to impose an information collection 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, the information collection.

NRC point of contact: If you have any questions regarding this communication, please contact me at 301-415-3340 or the individual named below.

POINT OF CONTACT: Osiris Siurano
TELEPHONE: (301) 415-2307

INTERNET: OSP@NRC.GOV
FAX: (301) 415-3502

/RA/

Dennis K. Rathbun, Director
Division of Intergovernmental Liaison
and Rulemaking
Office of Federal and State Materials
and Environmental Management Programs

/RA/

Janet R. Schlueter, Director
Division of Materials Safety and
State Agreements
Office of Federal and State Materials
and Environmental Management Programs

Enclosures:
As stated

Distribution:

DILR RF
DMSSA RF
BUilton
KSchnieder

DCD (SP03)

SUNSI Review Complete

- Publicly Available Non-Publicly Available
- Non-Sensitive Sensitive

DOCUMENT NAME: C:\FileNet\ML070570341.wpd

To receive a copy of this document, indicate in the box: "C" = Copy without attachment/enclosure "E" = Copy with attachment/enclosure "N" = No copy

OFFICE	FSME/DILR	FSME:DILR	FSME:DMSSA	FSME:DILR	FSME:DMSSA
NAME	Osiurano:gd	JLuehman	SWMoore	DKRathbun	JRSchlueter
DATE	2/8/07	2/8/07	2/21/07	2/22/07	2/22 /07

OFFICIAL RECORD COPY