

October 31, 2012

ALL AGREEMENT STATES

OPPORTUNITY TO COMMENT ON DRAFT REVISIONS TO THE OFFICE OF FEDERAL AND STATE MATERIALS AND ENVIRONMENTAL MANAGEMENT PROCEDURES SA-112, "EMERGENCY SUSPENSION OF A SECTION 274B. AGREEMENT" AND SA-115, "TERMINATION OF A SECTION 274B. AGREEMENT" (FSME-12-086)

Purpose: To provide the Agreement States with the opportunity to comment on the proposed revisions to the Office of Federal and State Materials and Environmental Management Programs (FSME) Procedures SA-112, "Emergency Suspension of a Section 274b. Agreement" and SA-115, "Termination of a Section 274b. Agreement."

Background: Proposed revisions of FSME Procedures SA-112 and SA-115 with tracked changes.

Discussion: Enclosed for your review and comment are the draft revisions to the FSME SA-112 and SA-115. FSME SA-112 describes the process used by the U.S. Nuclear Regulatory Commission (NRC) to temporarily suspend a State's 274b. Agreement with the NRC when an emergency situation exists requiring immediate action to protect public health and safety, and the State is not able or has failed to take steps to contain or eliminate the cause of danger within a reasonable time. SA-115 provides guidance on the process the NRC would follow in terminating a State's 274b. Agreement. We would appreciate receiving your comments* within 30 days from the date of this letter.

* This information request has been approved by OMB 3150-0029 expiration 11/30/2013. 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.

FSME-12-086

-2-

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

POINT OF CONTACT: Michelle Beardsley
TELEPHONE: (610) 337-6942

EMAIL: michelle.beardsley@nrc.gov
FAX: (610) 337-5269

/RA/

Brian J. McDermott, Director
Division of Materials Safety and State Agreements
Office of Federal and State Materials
and Environmental Management Programs

Enclosures:

1. FSME SA-112 Proposed Revised Procedure
with tracked changes
2. FSME SA-115 Proposed Revised Procedure
with tracked changes

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

POINT OF CONTACT: Michelle Beardsley
TELEPHONE: (610) 337-6942

EMAIL: michelle.beardsley@nrc.gov
FAX: (610) 337-5269

/RA/

Brian J. McDermott, Director
Division of Materials Safety and State Agreements
Office of Federal and State Materials
and Environmental Management Programs

Enclosures:

1. FSME SA-112 Proposed Revised Procedure
with tracked changes
2. FSME SA-115 Proposed Revised Procedure
with tracked changes

Distribution: DCD (SP03)
KSchneider, LDimmick
FSME/MSSA, MSSA r/f

ML12275A199

OFC	ASPB	MSSA:ASPB:BC	FSME:MSSA:DD	FSME:MSSA:D
NAME	MBeardsley	DWhite	PHenderson	BMcDermott
DATE	10/12/2012	10/12/2012	10/23/2012	10/31/2012

OFFICIAL RECORD COPY