

July 15, 2004

ALL AGREEMENT STATES, MINNESOTA, PENNSYLVANIA

REQUEST TO DISTRIBUTE INFORMATION NOTICE ON "REGISTRATION, USE AND QUALITY ASSURANCE REQUIREMENTS FOR NRC-CERTIFIED TRANSPORTATION PACKAGES" TO AGREEMENT STATE LICENSEES (STP-04-052)

On June 30, 2004, the United States Nuclear Regulatory Commission (NRC) issued the subject Information Notice (IN), "Registration, Use and Quality Assurance Requirements for NRC-certified Transportation Packages," to remind licensees and stakeholders that the General License for transportation delineated in 10 CFR 71.12 requires that licensees register as users of NRC-certified Type B packages prior to using such packages. User registration is required by both Department of Transportation and NRC regulations.

A recent audit of reciprocity forms (NRC Form 241) and 2003 NRC package registration data indicated that some licensees did not register as users with the NRC prior to using NRC-certified Type B packages. Specifically the audit found instances where certain NRC-certified Type B packages were listed on the reciprocity form, but the licensee had either not registered with the NRC, or the package was no longer authorized for transport. Most of these instances involved radiography licensees.

Individuals wishing to transport radioactive materials under the General License delineated in 10 CFR 71.12 or equivalent Agreement State rule must:

1. Have a valid NRC or Agreement State license to possess or use radioactive materials;
2. Have an NRC-approved Quality Assurance Program per 10 CFR 71, Subpart H; (see provisions of Section 71.101(g) for details on Radiography packages)
3. Have a copy of the packaging certification document, such as an NRC Certificate of Compliance, and the drawings and other documents referenced in the certification document;
4. Comply with all terms and conditions identified in the packaging certification document as well as Subparts A, G and H of 10 CFR 71; and
5. Register as a user for a given packaging with the NRC, in writing, prior to using the packaging for transport.

Further details are included in NRC's IN which may be found in ADAMS: ML041810535, or on the NRC web site at: <http://www.nrc.gov/reading-rm/doc-collections/gen-comm/info-notices/2004/>. Please provide this information to your applicable licensees.

If you have any questions, please contact me or the individual named below:

POINT OF CONTACT: Patricia Eng
TELEPHONE: (301) 415-7206

INTERNET: ple@nrc.gov
FAX: (301)-415-3502

/RA/

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

STP-04-052

Distribution:

DIR RF

DCD (SP03)

PDR (YES✓)

DOCUMENT NAME: C:\ORPCheckout\FileNETML041970730.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	STP		STP:DD						
NAME	PEng:gd		JMPiccone						
DATE	07/12/04		07/15/04						

OFFICIAL RECORD COPY