



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

October 26, 2006

ALL AGREEMENT STATES, NEW JERSEY, PENNSYLVANIA, VIRGINIA
ALL STATE LIAISON OFFICERS

**ISSUANCE OF ORDERS (EA-06-241) IMPOSING REQUIREMENTS FOR THE PROTECTION
OF CERTAIN SAFEGUARDS INFORMATION (FSME-06-100)**

Purpose: To inform that Orders regarding the protection of Safeguards Information (SGI) have been issued by the United States Nuclear Regulatory Commission (NRC) to certain licensees. Order EA-06-241 was issued to new licensees on October 4, 2006, effective immediately.

Background: In 2004, the NRC issued an "Order Imposing Requirements for the Protection of Certain Safeguards Information" (EA-04-191) to certain licensees who would be custodians of Safeguards Information. Order EA-06-241 revises Order EA-04-191 to include fingerprinting and criminal history check requirements for those individuals handling SGI. New licensees and applicants that require access to SGI are issued Order EA-06-241, as of October 4, 2006. Security Orders are issued to any new NRC or Agreement State materials licensees who are authorized to transport radioactive material quantities of concern, manufacture or distribute quantities of concern, or who are authorized to possess materials for panoramic irradiators greater than 10,000 Curies.

Contents: Order EA-06-241 imposes requirements for the protection of SGI in the hands of any person, whether or not a licensee of the Commission, who produces, receives, or acquires SGI. A licensee must implement EA-06-241 and EA-06-242 (described in a separate communication) prior to obtaining Orders containing SGI, to ensure that the information is properly protected due to its sensitive nature. Implementation of the Order EA-06-241 is part of the additional security measures or compensatory measures required to be in place, prior to the receipt of radioactive material in quantities subject to the Security Order.

The NRC has issued, and will continue to issue, the Orders described above to new licensees and applicants, both NRC and Agreement State licensees, under its authority to protect the common defense and security, which has not been relinquished to the Agreement States. The Commission has determined that the Security Orders contain SGI and will not be released to the public, and must be protected from unauthorized disclosure. Therefore, the Commission is imposing the requirements, as set forth in Attachments 2 and 3 to EA-06-241, so that affected licensees can receive these documents. A copy of the Order has been enclosed for your convenience. Agreement States with licensees affected by the Orders will be notified in separate communication.

NRC Point of Contact: Should you have any questions regarding the Orders, contact Mr. Ernesto Quiñones, of my staff, at EQP@nrc.gov, or 301-415-0271.

If you have any questions regarding this correspondence, please contact Mr. Joshua Palotay of my staff.

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/RA/

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

Enclosure:
As stated

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