

**From:** "Jack Ferruolo" <Jack.Ferruolo@health.ri.gov>  
**To:** <MLO1@nrc.gov>  
**Date:** 3/19/2008 2:58:20 PM  
**Subject:** re addition of condition-RI

Monica

I guess the reason it was not originally there was because it was not part of original template of conditions, and we did not think out side of the box.

We submit the revision to the license conditions for curent licensees. As discussed new applicant will not be issued a license until such time as the requirements are implemented.

Hopefully this will float the boat and we can paddle off into fingerprinting bliss.

**Actions:**

Relettering with insertion of new condition "C" to address 60 day timeline

Also adjustment to original wording of condition B -on rereview it did not flow well , original intent was to remove wording of the ...conditions, but intent did not materialize until now.

I'm certain that I will be hearing from you in the not too distant future-hopefully it will be "to make it so"

Thanks to all for assistance provided.  
JACK

**CC:** "Bill Dundulis" <Bill.Dundulis@health.ri.gov>

**Mail Envelope Properties** (47E1623F.C15 : 2 : 56341)

**Subject:** re addition of condition-RI  
**Creation Date** 3/19/2008 2:56:59 PM  
**From:** "Jack Ferruolo" <Jack.Ferruolo@health.ri.gov>

**Created By:** Jack.Ferruolo@health.ri.gov

**Recipients**

nrc.gov

TWGWPO03.HQGWDO01

MLO1 (Monica Orendi)

health.ri.gov

Bill.Dundulis CC (Bill Dundulis)

**Post Office**

TWGWPO03.HQGWDO01

**Route**

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<b>Files</b>	<b>Size</b>	<b>Date &amp; Time</b>
MESSAGE	865	3/19/2008 2:56:59 PM
LicenseConditionRequiringFingerprinting_18March2008.doc	27136	
Mime.822	39596	

**Options**

**Expiration Date:** None  
**Priority:** Standard  
**ReplyRequested:** No  
**Return Notification:** None

**Concealed Subject:** No  
**Security:** Standard

**Junk Mail Handling Evaluation Results**

Message is eligible for Junk Mail handling  
This message was not classified as Junk Mail

**Junk Mail settings when this message was delivered**

Junk Mail handling disabled by User  
Junk Mail handling disabled by Administrator  
Junk List is not enabled  
Junk Mail using personal address books is not enabled  
Block List is not enabled

**LICENSE CONDITION REQUIRING FINGERPRINTING [CURRENT LICENSES]**

- XX.A. The licensee shall comply with the requirements described in Agency document *Imposition of Fingerprinting and Criminal History Records Check Requirements For Unescorted Access To Certain Radioactive Material*, dated 3 March 2008. The requirements listed in this document shall be implemented as part of the trustworthiness and reliability program of the Increased Controls requirements.
- B.** By **[insert date 90 days after the date of this license amendment]**, the licensee shall provide under oath or affirmation, a certification that the Trustworthiness and Reliability Official is deemed trustworthy and reliable by the licensee as required in Item 2 of Agency document *Imposition of Fingerprinting and Criminal History Records Check Requirements For Unescorted Access To Certain Radioactive Material*, dated 3 March 2008.
- C.** By **[insert date 60 days after the date of this license amendment]**, the licensee shall notify the Agency in writing if:
- (i.) It is unable to comply with any of the requirements described in Agency document *Imposition of Fingerprinting and Criminal History Records Check Requirements For Unescorted Access To Certain Radioactive Material*, dated 3 March 2008;
  - (ii.) Compliance with any of the requirements is unnecessary in its specific circumstances; or
  - (iii.) Implementation of any of the requirements would cause the licensee to be in violation of the provisions of any Agency regulation or its license.
- The notification shall provide the licensee's justification for seeking relief from or variation of any specific requirement.
- D. All fingerprints obtained by the licensee pursuant to this requirement must be submitted to the U.S. Nuclear Regulatory Commission (NRC) for transmission to the U.S. Federal Bureau of Investigation (FBI). Additionally, the licensee's submission of fingerprints shall also be accompanied by a certification, under oath and affirmation, of the trustworthiness and reliability of the Trustworthiness and Reliability Official as required by Item 4 of Agency document *Imposition of Fingerprinting and Criminal History Records Check Requirements For Unescorted Access To Certain Radioactive Material*", dated 3 March 2008.
- E. The licensee shall complete implementation of the fingerprinting requirements by **[insert date 180 days after the date of this license amendment]**. The licensee shall notify the Agency when they have achieved full compliance with the requirements described in Agency document *Imposition of Fingerprinting and Criminal History Records Check Requirements For Unescorted Access To Certain Radioactive Material*, dated 3 March 2008. The notification shall be made within **twenty-five (25) days** after full compliance has been achieved.
- F. The licensee shall notify the Agency within 24 hours if the results from a criminal history records check indicate that an individual is identified on the FBI's Terrorist Screening Data Base.

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**LICENSE CONDITION REQUIRING FINGERPRINTING [NEW LICENSES]**

- XX.A. The licensee shall comply with the requirements described in Agency document *Imposition of Fingerprinting and Criminal History Records Check Requirements For Unescorted Access To Certain Radioactive Material*, dated 3 March 2008. The requirements listed in this document shall be implemented as part of the trustworthiness and reliability program of the Increased Controls requirements.
- B. All fingerprints obtained by the licensee pursuant to this requirement must be submitted to the U.S. Nuclear Regulatory Commission (NRC) for transmission to the U.S. Federal Bureau of Investigation (FBI). Additionally, the licensee's submission of fingerprints shall also be accompanied by a certification, under oath and affirmation, of the trustworthiness and reliability of the Trustworthiness and Reliability Official as required by Item 4 of Agency document *Imposition of Fingerprinting and Criminal History Records Check Requirements For Unescorted Access To Certain Radioactive Material*", dated 3 March 2008.
- C. The licensee shall notify the Agency within 24 hours if the results from a criminal history records check indicate that an individual is identified on the FBI's Terrorist Screening Data Base.