

February 18, 2010

ALL AGREEMENT STATES

OPPORTUNITY TO PROVIDE INPUT ON THE U.S. NUCLEAR REGULATORY COMMISSION'S MANUAL CHAPTER FOR THE MATERIALS INSPECTION PROGRAM - INSPECTION MANUAL CHAPTER 2800 (FSME-10-013)

Purpose: To provide an opportunity for Agreement States to review and comment on recommended changes addressing the U.S. Nuclear Regulatory Commission's (NRC) materials inspection program. This is an opportunity to provide input* on Inspection Manual Chapter (IMC) 2800.

Background: The last revision to Inspection Manual Chapter 2800 (IMC 2800) occurred in September 2005. Since that time, the NRC and Agreement States have implemented new security requirements. This revision provides inspection guidance in regards to some of the more urgent new security requirements, including changes from the Government Accountability Office action plan, as well as to update the previous version in regard to other, lower priority changes. This request supersedes letter RCPD-08-013 dated August 20, 2008, which requested a similar review of IMC 2800. This revision incorporates the comments received from Agreement States that responded to RCPD-08-013.

Discussion: As part of the NRC's routine review of its materials inspection program, in addition to recommended changes from the Materials Program Working Group, the Increased Controls Working Group, and Independent External Review Panel, IMC 2800 is being revised to address new security requirements, among other things. In particular, a new secondary program code is being implemented for inspections of additional security requirements for licensees that possess material in quantities of concern. The inspection frequency for the security inspection is equal to the health and safety priority code. Other significant changes to IMC 2800 include initial security inspections (Section 05.03), pre-licensing visits (Section 05.06), coordination with Agreement States (Section 06.06), and inspections for all locations possessing quantities of concern within two inspection cycles (Section 07.04).

This letter encloses redline (Enclosure 1) and clean copy (Enclosure 2) drafts of the proposed revisions. If you wish to make detailed written comments, please send them to the point of contact listed below. We are requesting a written response within 30 days of this letter. We look forward to receiving your input.

*This information request has been approved by OMB 3150-0029, expiration 08/31/2010. 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-10-013

NRC Point of Contact: If you have any questions on this correspondence, please contact me at 301-415-3340 or the individual named below.

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/RA/

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

Enclosures:

1. Revised Draft IMC 2800 Redline-Strikeout
2. Revised Draft IMC 2800 Clean Copy

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Enclosures:

1. IMC 2800 Redline-Strikeout
2. IMC 2800 Clean Copy

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