

Rulemaking Comments

From: Horn, Merri
Sent: Tuesday, October 26, 2010 2:05 PM
To: Rulemaking Comments
Subject: FW: New Proposed Rule - Part 37 - Physical Protection of Byproduct Material

I received the following comment on the proposed part 37 rule.

DOCKETED
USNRC

From: Harvey, Richard [mailto:Richard.Harvey@RoswellPark.org]
Sent: Tuesday, October 26, 2010 1:48 PM
To: Horn, Merri
Subject: New Proposed Rule - Part 37 - Physical Protection of Byproduct Material

October 27, 2010 (8:45am)

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

I just found out about this so I am submitting my comments now. Thank you.

New Proposed Rule - Part 37 - Physical Protection of Byproduct Material

Access Authorization:

1. Verification of true identity - How is this supposed to be done? What will be the expense? How much more burden can licensee's be asked to bear?
2. Verification of education - This seems extraneous and not necessary. How is this supposed to be done? What will be the expense? How much more burden can licensee's be asked to bear?
3. Credit history evaluation - This has no bearing on whether someone is reliable and trustworthy. Why is this being considered? This will cause considerable problems with delving into private information. How is this supposed to be done? What will be the expense? How much more burden can licensee's be asked to bear?
4. Criminal History Review - Isn't this part of fingerprinting and an FBI identification for criminal history records? This is what we do now.
5. Character and reputation determination - This seems extraneous and not necessary. It is also very subjective unless specified. How is this supposed to be done? What will be the expense? How much more burden can licensee's be asked to bear?
6. Individuals and licensees are not going to enjoy this process at all. Disclosures will be necessary but how much value is being added?

Transportation Security

1. We will need to coordinate with all states for transport. This will be very burdensome unless there is a tool to assist with implementation.
2. Who are the approved carriers? How do we know and find them?

Generally - I understand some of the need for these proposed regulations but some don't make much sense. The expense is not going to be easy to bear and not justified for some proposed requirements. Thank you.

Dr. Harvey

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Received: from HQCLSTR01.nrc.gov ([148.184.44.76]) by OWMS01.nrc.gov
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Thread-Topic: New Proposed Rule - Part 37 - Physical Protection of Byproduct
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