

August 28, 2013

Rick Lancaster  
Department of Environment and Natural Resources  
523 East Capitol Avenue  
Pierre, SD 57501

SUBJECT: NEW STATE LIAISON OFFICER APPOINTMENT FOR SOUTH DAKOTA

Dear Mr. Lancaster:

I am pleased to learn of your appointment as the State Liaison Officer to the U.S. Nuclear Regulatory Commission (NRC) for the State of South Dakota. Please allow me to welcome you in serving in this capacity and provide some general information about the role of the State Liaison Officer in serving as the principal communications liaison between the NRC and your State.

The State Liaison Officer Program was established in 1976 in response to recommendations from the National Governors Association and other organizations to improve cooperation between the NRC and the States. The NRC relies on the Governor-appointed State Liaison Officers to provide the primary communication channel between the State and the NRC. The State Liaison Officer serves as the key person in the State to keep the Governor informed on issues under the NRC's jurisdiction (specifically matters addressing nuclear regulation, nuclear security, and radiological public health and safety), and provides the NRC with State information on these issues.

I am attaching an agency procedure (Enclosure 1 - Management Directive 5.2, "Cooperation with States at Commercial Nuclear Power Plants and Other Nuclear Production or Utilization Facilities") that contains the NRC's policy on cooperation with States and more detailed information about the State Liaison Officer program and responsibilities. I encourage you to review and become familiar with this document. It can be accessed electronically at: <http://pbadupws.nrc.gov/docs/ML1022/ML102220529.pdf>.

#### Communications

Mr. Bill Maier, our Regional State Liaison Officer in the NRC Region IV office, located in Arlington, Texas, will be your main contact for routine communications. Mr. Maier will provide more detailed information about the NRC and the State Liaison Officer function and discuss any questions that you may have.

In addition, we have placed you on special mailing and e-mail distribution lists so that on a regular basis you will receive copies of NRC documents and reports to keep you informed of matters that are of interest to States. Also, NRC conducts national State Liaison Officer meetings, usually every 2-3 years, and regional meetings as needed, to discuss matters of mutual regulatory interest. Mr. Maier has provided information about the next national meeting,

which will be held on November 5-6<sup>th</sup> of this year at NRC headquarters in Rockville, Maryland, with optional third day training on November 7<sup>th</sup>.

I encourage you to visit NRC's website at [www.nrc.gov](http://www.nrc.gov), where you will find a variety of information about who we are and what we do. I would like to highlight the "Stay Connected" section (located on the left side of the main page), which contains links to multiple social media tools that can help you stay informed on NRC news. One of these features, "RSS feeds," allows you to subscribe to a variety of agency updates and may be particularly useful. Please see the following webpage for more information: <http://www.nrc.gov/public-involve/listserver.html>.

### Handling of Sensitive Information

The State Liaison Officer also serves as the primary individual responsible for handling sensitive information, including Safeguards Information (SGI), from the NRC. The State Liaison Officer is responsible for ensuring that recipients of such information have a "need-to-know" and for implementing the appropriate measures for storing and protecting the information from unauthorized disclosure in accordance with Title 10 of the *Code of Federal Regulations* Part 73.21. We are enclosing NRC Regulatory Guide 5.79, "Protection of Safeguards Information" (Enclosure 2, also available electronically at:

<http://pbadupws.nrc.gov/docs/ML1032/ML103270219.pdf>). This document describes a method that NRC considers acceptable for use in implementing the specific requirements for the protection of SGI. The Regulatory Guide provides guidance on establishing an information protection system that addresses: (1) information to be protected, (2) conditions for access and maintenance of the records associated with the access granting process, (3) protection while in use or storage, (4) preparation and marking of documents or other matter, (5) reproduction of matter containing SGI, (6) external transmission of documents and material, (7) processing of SGI on electronic systems, (8) removal from the SGI category, and (9) destruction of matter containing SGI.

We may also have, on occasion, the need to share classified national security information with your State, which carries significant additional requirements. Such information can only be shared with individuals authorized to receive and handle classified information within your State organization and transmitted over a secure transmission line. If such a situation should arise, we will contact you to request identification of: (1) a person(s) with an active Federal security clearance, and (2) the secure communications equipment telephone number available to that person.

In closing, the NRC's cooperative relationships with States are essential to accomplishing the agency's mission of protecting public health and safety, providing for common defense and security, and protecting the environment. We also hope this relationship will be mutually beneficial in assisting in your State's activities, as appropriate. You will be serving an important role in continuing this vital relationship. We look forward to working with you in this capacity.

R. Lancaster

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Please feel free to contact Mr. Maier at 817-200-1267. In the event of his unavailability, please do not hesitate to call me at NRC Headquarters at 301-415-7278, or June Cai of my staff at 301-415-5192, concerning any questions you may have.

Sincerely,

**/RA/**

Christopher G. Miller, Director  
Division of Intergovernmental Liaison  
and Rulemaking  
Office of Federal and State Materials  
and Environmental Management Programs

Enclosures:

1. Management Directive 5.2, "Cooperation with States at Commercial Nuclear Power Plants and Other Nuclear Production or Utilization Facilities"
2. Regulatory Guide 5.79, "Protection of Safeguards Information"

cc: B. Maier

R. Lancaster

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cc: B. Maier

Distribution:

DILR r/f

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<b>OFC</b>	DILR	RGIV	DILR	DILR
<b>NAME</b>	JCai	BMaier (via email)	K'OSullivan	CMiller
<b>DATE</b>	8/19/13	8/26/13	8/26/13	8/28/13

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