



## NMSS Procedure Approval

### *Program Description Documentation* BK-100

---

Issue Date: July 26, 2016

Review Date: July 26, 2019

---

Daniel S. Collins, Director */RA/*  
Division of Material Safety, State, Tribal  
and Rulemaking Programs  
Office of Nuclear Material Safety  
and Safeguards

Date: July 26, 2016

---

Paul Michalak, Acting Branch Chief */RA/*  
Agreement State Program Branch  
Division of Material Safety, State, Tribal  
and Rulemaking Programs  
Office of Nuclear Material Safety  
and Safeguards

Date: July 22, 2016

---

Julian Sessoms, Procedure Contact */RA/*  
Agreement State Program Branch  
Division of Material Safety, State, Tribal  
and Rulemaking Programs  
Office of Nuclear Material Safety  
and Safeguards

Date: July 18, 2016

---

**ML16124B017**

**NOTE**

***Any changes to the procedure will be the responsibility of the NMSS Procedure Contact. Copies of the NMSS procedures are available through the NRC Web site.***



**Procedure Title:**  
***Program Description Documentation***  
**Procedure Number: BK-100**

**Page: 1 of 3**  
**Issue Date:**  
**July 26, 2016**

## I. INTRODUCTION

This procedure identifies the compilation of documents describing the Agreement State program.

## II. OBJECTIVES

The objectives of this procedure are:

- A. To provide a central reference point for the primary documents that collectively describe the Agreement State program as authorized by Section 274 of the Atomic Energy Act of 1954, as Amended, and the Energy Policy Act of 2005.
- B. To aid in management of the Agreement State program by establishing a comprehensive listing of Agreement State program documentation that can be used by the U.S. Nuclear Regulatory Commission (NRC), Agreement and Non-Agreement State staff.

## III. AGREEMENT STATE PROGRAM DOCUMENTATION

### A. Legislation

Atomic Energy Act of 1954, Section 274, as Amended  
<http://www.nrc.gov/about-nrc/governing-laws.html>

Energy Policy Act of 2005  
<http://www.gpo.gov/fdsys/pkg/PLAW-109publ58/pdf/PLAW-109publ58.pdf>

### B. NRC Regulations

10 CFR Part 150 – Exemptions and Continued Regulatory Authority in Agreement States and in Offshore Waters Under Section 274  
<http://www.nrc.gov/reading-rm/doc-collections/cfr/part150/index.html>

### C. NRC Policy Statements

<http://www.nrc.gov/reading-rm/doc-collections/commission/policy/#agreement>

Statement of Principles and Policy for the Agreement State Program; Policy Statement on Adequacy and Compatibility of Agreement State Programs (62 FR 46517, September 3, 1997)  
<http://www.nrc.gov/reading-rm/doc-collections/commission/policy/62fr46517.pdf>

Criteria for Guidance of States and NRC in Discontinuance of NRC Regulatory Authority and Assumption Thereof by States Through Agreement. (46 FR 7540, January 23, 1981; as amended by policy statements published at 46 FR 36969, July 16, 1981; and 48 FR 33376, July 21, 1983)  
<http://nrc-stp.ornl.gov/special/criteria.pdf>

Safety Culture Policy Statement (76 FR 34773; June 14, 2011)  
<http://www.gpo.gov/fdsys/pkg/FR-2011-06-14/pdf/2011-14656.pdf>

D. NRC Management Directives (MD)  
<http://www.nrc.gov/reading-rm/doc-collections/management-directives/>

MD 5.3, Agreement State Participation in Working Groups, August 22, 2007 (ML070940610)

MD 5.6, Integrated Materials Performance Evaluation Program (IMPEP), February 26, 2004 (ML041410578)

MD 5.7, Technical Assistance to Agreement States, March 28, 2013 (ML12345A087)

MD 5.8, Proposed Section 274b Agreements with States, June 25, 2013 (ML13067A396)

MD 5.9, Adequacy and Compatibility of Agreement State Programs, February 27, 1998 (ML041770094)

MD 5.10, Formal Qualifications for Integrated Materials Performance Evaluation Program (IMPEP) Team Members, January 5, 1999 (ML041410573)

MD 6.3, The Rulemaking Process, July 22, 2013 (ML13205A400)

MD 8.1, Abnormal Occurrence Reporting Procedure, September 9, 2011 (ML111360014)

MD 8.5, Nonreactor Operational Safety Data Review, July 8, 2013 (ML122630515)

MD 8.8, Management of Allegations, January 29, 2016 (ML15344A045)

E. Office of Nuclear Material Safety and Safeguards (NMSS) Procedures  
<https://scp.nrc.gov/procedures.html>

F. Other

NMSS Web site  
<https://scp.nrc.gov/>

State and Tribal Communications Letters  
<https://scp.nrc.gov/asletters/>

Topical Discussion of the NRC/Agreement State Program, Organization of Agreement States, October 1994  
<https://scp.nrc.gov/special/topical.pdf>

Office of Nuclear Security and Incident Response Plan, NUREG-0728, Rev. 4, April 2005  
<http://www.nrc.gov/about-nrc/emerg-preparedness/respond-to-emerg/incident-response.pdf>

#### **IV. AGENCYWIDE DOCUMENTS ACCESS AND MANAGEMENT SYSTEM (ADAMS) REFERENCE DOCUMENTS**

For knowledge management purposes, all previous revisions of this procedure, as well as associated correspondence with stakeholders, that have been entered into ADAMS are listed below.

<b>No.</b>	<b>Date</b>	<b>Document Title/Description</b>	<b>Accession Number</b>
1	8/30/2002	STP Procedure BK-100, Program Description Documentation	ML023120256
2	1/10/2006	STP Procedure BK-100, Program Description Documentation	ML060410259
3	5/2/2008	FSME Procedure BK-100, Program Description Documentation	ML081270245
4	1/7/2011	FSME Procedure BK-100, Program Description Documentation	ML103360277
5	8/8/2014	FSME Procedure BK-100, Program Description Documentation	ML14202A238