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June 1, 2016

Dan Collins  
Office of Nuclear Materials Safety & Safeguards  
U. S. Nuclear Regulatory Commission  
Washington, DC 20555

RE: Agreement State Access to Part 37 Violation Letters

Dear Ms. Collins,

It has come to the Board's attention that the NRC is not providing the Agreement States a copy of the violations cited during a Part 37 inspection. The letter sent to the Agreement States following Part 37 inspections with violations includes an enclosure with violations that have been redacted. The Board does not agree with this decision and questions why our partner in licensing and inspections would not share their inspection findings with Agreement States that also license and inspects the same company.

Part 37 specifically exempts the Agreement State program staff from the trustworthy and reliable requirements, as such should this not carry forward to the inspection violations?

We appreciate the Agency's consideration of our thoughts on this subject, and stand ready to answer any questions they may have.

Sincerely,

Sherrie Flaherty  
OAS Chair  
Radioactive Materials Unit Supervisor  
Minnesota Department of Health  
625 Robert Street North  
PO Box 64975  
St. Paul, MN 55164-0975

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*Alabama, Arizona, Arkansas, California, Colorado, Florida, Georgia, Illinois, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Minnesota, Mississippi, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Virginia, Washington, Wisconsin*