



UNITED STATES  
**NUCLEAR REGULATORY COMMISSION**  
WASHINGTON, D.C. 20555-0001

July 3, 2024

Courtney Eckstein, Radiation Program Director  
Indiana Department of Homeland Security  
302 W Washington Street, Room E-208  
Indianapolis, IN 46204-2739

SUBJECT: Indiana Draft Agreement Application Status

Dear Courtney Eckstein:

We are providing an update on the status of the Indiana Draft Agreement Application received on April 1, 2024. [ML24108A164](#). This application was reviewed by a team comprised of members from NRC's Office of Material Safety and Safeguards (NMSS), Region III, and Office of General Counsel (OGC). The team concluded that the application needed more robust management and implementation details regarding a comprehensive, new Agreement State regulatory program.

On May 14, 2024, Sherrie Flaherty and I, met with you and Clayton Kinder to discuss the status of this application. While recognizing Indiana's work in developing the individual aspects of their program thus far, in order to ensure the new Agreement State program is set up to be effective for protecting public health and safety, the review team described the need for additional information and explanation of how those operations integrate into the existing Indiana State regulatory programs. At the meeting's conclusion, Indiana committed to revising each section of the application and NRC committed to providing the additional support necessary for Indiana to establish a comprehensive and successful new regulatory program. This meeting was summarized in an email to you sent on May 21, 2024, [ML24184A051](#).

In order to provide effective and efficient assistance, on June 10 and 11, 2024, Sherrie Flaherty, Duncan White, and Darren Piccirillo joined you and your staff to discuss details of this draft application. This meeting provided specific comments and suggestions for each section of the draft application that Indiana can incorporate into its revised application. Additionally, on June 21, 2024, a senior management level meeting was held to solidify the next steps and path forward toward Indiana's Agreement, including completion of Indiana's regulation 290 IAC 3, and the revised draft application. The participants of the meeting are listed in Enclosure 1.

Moving forward, we have received Indiana's regulation 290 IAC 3 dated June 20, 2024 ([ML24173A208](#)), and understand that Indiana will be submitting a revised draft application. This revision will be reviewed by the same NRC team that reviewed the April 1, 2024 application. The review team will provide comments to Indiana only on the revised application.

We look forward to continued engagement with you and your team as Indiana pursues its Agreement. If you have any questions regarding the status of the draft application, please contact Sherrie Flaherty at [sherrie.flaherty@nrc.gov](mailto:sherrie.flaherty@nrc.gov).

Sincerely,



Signed by Giantelli, Adelaide  
on 07/03/24

Adelaide S. Giantelli, Chief  
State Agreement and Liaison Programs Branch  
Division of Materials Safety, Security, State,  
and Tribal Programs  
Office of Nuclear Material Safety  
and Safeguards

Enclosure: June 21, 2024 Attendees

## Enclosure 1

### June 21, 2024 Meeting list of attendees

- NRC participants
  - Kevin Williams, Director, Division of Materials Safety, Security, State and Tribal Programs
  - David Curtis, Region III Director, Division of Radiological Safety and Security
  - Bob Orlikowski, Region III, Materials Licensing Branch Chief
  - Rhex Edwards, Region III, Materials Inspections Branch Chief
  - Sherrie Flaherty, Senior Project Manager, Division of Materials Safety, Security, State and Tribal Programs
- Indiana participants
  - Stephen Jones, Indiana Fire Marshal
  - Clayton Kinder, Arson Section Chief
  - Hiliary Egan, Indiana Office of General Counsel
  - Courtney Eckstein, Radiation Program Director
  - Kaci Studer, Senior Health Physicist
  - Brenda Tubbs, Senior Health Physicist
  - Daisy Coffman, Health Physicist
  - Kevin Stahl, Health Physicist
  - Patrick Turner, Health Physicist

Indiana Draft Agreement Application Status DATE July 5, 2024

DISTRIBUTION:

DPiccirillo, R-III/DNMS

**ADAMS Accession No.: Ltr ML24184A098**

OFFICE	NMSS/MSST/SLPB	NMSS/MSST/SMPB		
NAME	SFlaherty SF	AGiantelli AG		
DATE	Jul 3, 2024	Jul 3, 2024		

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