



# ***Part 37 Rulemaking – Physical Protection of Byproduct Material***

***Office of Federal and State Materials  
and Environmental Management  
Programs***

***April 19, 2011***

# ***Agenda***

***Josephine Piccone, Director  
Division of Intergovernmental  
Liaison and Rulemaking/FSME***

# ***Agenda***

- ***Comment Summary***
- ***Staff Rationale on Major Issues***
- ***Schedule***

# ***Comment Summary***

***Merri Horn, Senior Project Manager  
Rulemaking Branch B/Division of  
Intergovernmental Liaison and  
Rulemaking/FSME***

# ***Comment Summary***

- ***110 comment letters***
- ***Commenters made more than 1900 individual comments***
- ***Binned/summarized into 323 comments***

# ***Comment Summary cont.***

- ***Major Issues***
  - ***Reviewing official fingerprinting***
  - ***Background investigation***
    - ***Credit history***
    - ***Local criminal history check***

# ***Comment Summary cont.***

- ***Major Issues cont.***
  - ***Local Law Enforcement Agency (LLEA) coordination***
  - ***LLEA notification for temporary jobsites***
  - ***Too much burden, stick to order provisions***

# ***Comment Summary cont.***

- ***Other issues***
  - ***Relief for certain materials***
  - ***Submittal of compliance information***
  - ***Training***
  - ***License verification***
  - ***No-later-than arrival time***



# ***Staff Rationale on Major Issues***

***Gary Purdy, Senior Project Manager  
Materials, Waste and International  
Security Branch/Division of  
Security Policy/Office of Nuclear  
Security and Incident Response***

# ***Staff Rationale***

- ***Reviewing official fingerprints***
- ***Credit history***
- ***Local criminal history check***
- ***LLEA coordination***
- ***LLEA notification of temporary jobsites***

# ***Schedule***

- ***Final rule due to Commission  
December 2011***
- ***Implementation Plan to  
accompany final rule***
- ***Guidance document published  
with rule***

# ***Acronyms***

- ***FSME - Office of Federal and State Materials and Environmental Management Programs***
- ***LLEA – Local law enforcement agency***