

August 1, 2000

ALL AGREEMENT STATES
MINNESOTA, OKLAHOMA, PENNSYLVANIA, WISCONSIN

**PROGRAM MANAGEMENT INFORMATION: TECHNICAL CONFERENCING FORUM -
REQUEST FOR COMMENTS ON DRAFT PROPOSED RULE, "TRANSFERS OF CERTAIN
EXEMPT SOURCE MATERIALS BY SPECIFIC LICENSEES" (STP-00-065)**

The U.S. Nuclear Regulatory Commission (NRC) is proposing to amend its regulations to require Commission approval for transfers of unimportant quantities of source material (less than 0.05 percent by weight) to persons exempt from licensing requirements. The object of this proposed action is to ensure that transfers of materials containing low concentrations of source material are adequate to protect public health and safety. The proposed action also amends 10 CFR 40.13(a) to clarify that disposal of unimportant quantities of source material is exempted.

A draft proposed rule, "Transfer of Certain Exempt Source Materials by Specific Licensees," which is undergoing NRC office review and concurrence has been uploaded to the Technical Conference Forum (TCF). The draft proposed rule is part of the response to a Staff Requirement Memorandum, SECY-99-259, issued on March 9, 2000. Your review and comment are invited on this draft by **August 21, 2000**. We recognize that the relatively short comment period may not be convenient for you. However, due to the tight schedule, in parallel with your review, NRC offices have about the same amount of time for review and concurrence. The TCF can only be accessed by the Agreement States having a unique user name and password, which were last updated via All Agreement States letter SP-99-027. Please provide any comments on the draft directly to Clark W. Prichard, Division of Industrial and Medical Nuclear Safety, Office of Nuclear Material Safety and Safeguards at 301-415-6203 or by Internet at CWP@NRC.GOV with a copy to the point of contact listed below.

Due to its pre-decisional nature, this document is exempt from public disclosure under NRC rules. We request that you limit distribution to your staff and not release the document publicly. If this document is released, please inform me or the individual named below within 24 hours. The draft proposed rule can be accessed through the TCF subsystem at <http://techconf.llnl.gov/cgi-states/topics>, using your appropriate user name and password.

Thank you for your attention to this matter. If you have any questions regarding this correspondence, please contact me or the individual named below.

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|-------------------|----------------|-----------|----------------|
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/RA/

Frederick C. Combs, Deputy Director
Office of State and Tribal Programs

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