

June 18, 2003

MEMORANDUM TO: Martin J. Virgilio, Director, NMSS
Roy P. Zimmerman, Director, NSIR
Ashok C. Thadani, Director, RES
Paul H. Lohaus, Director, STP
George Pangburn, Director, DNMS, RI
Douglas M. Collins, Director, DNMS, RII
Marc L. Dapas, Acting Director, DNMS, RIII
Elmo E. Collins, Director, DNMS, RIV

FROM: Shawn Rochelle Smith, Co-Chair **/RA/**
NMP Pilot Project I Working Group, NRC

Ruth E. McBurney, Co-Chair **/RA by S.R. Smith for/**
NMP Pilot Project I Working Group, Texas

SUBJECT: REQUEST FOR LISTING OF REGULATORY NEEDS

The Nuclear Regulatory Commission (NRC), the Organization of Agreement States (OAS), and the Conference of Radiation Control Program Directors (CRCPD) are working together on five National Materials Program (NMP) Pilot Projects. Pilot Project One under the NMP will develop a process that NRC and Agreement States can use to collaborate in the identification of priorities for regulatory needs. The first step in the development of the process is to solicit input from the States and NRC to develop a list of regulatory products and activities needed in a NMP. The list will then be used as a part of a package that will be sent to State radiation control programs and NRC offices to prioritize. Stakeholders will have an opportunity to review the results of the packages once the process has been completed.

The working group of Pilot Project One requests your assistance in identifying the regulatory needs of your materials program. Please provide a list of regulatory needs, which are the shared program activities in the States' radiation control programs and NRC's materials arena, that you feel need to be addressed to improve the protection of public health and safety, maintain security of radioactive materials, and improve efficiency and effectiveness. Examples of possible items include: rulemaking on clearance for the release of solid materials; revision of licensing guidance for specific uses; and consensus standards on decommissioning.

Attached for your information is the Charter for Pilot Project One. The Charter includes the objectives of the pilot project, the identification of the work products, and the pilot project working group composition and contact information. In order for work on the pilot project to continue as scheduled, *please submit your list of regulatory needs by **July 21, 2003.*** Responses should be sent electronically to Shawn Rochelle Smith, srs3@nrc.gov.

We thank you in advance for your assistance. If you or your staff have any questions or wish to obtain additional information, please contact Shawn Rochelle Smith at 301-415-2620, or Ruth McBurney at 512-834-6689.

Attachment:
As Stated

cc: Karen D. Cyr, OGC
Jessie L. Funches, CFO
Michael L. Springer, ADM

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National Materials Program Pilot Project 1 Establishment of Priorities

Charter

Objectives

1. Establish a process and understanding on how NRC and Agreement States can collaborate in the identification of work products and establishment of priorities for products needed in the materials program.
2. Demonstrate NRC's willingness to involve Agreement States to ensure that State needs are known and considered along with those identified by NRC staff in the establishment of national priorities for materials program work.
3. Demonstrate the willingness and process which the Agreement States could use to establish a collective position on national needs and priorities for the materials program.
4. Demonstrate how decisions on implementing plans for materials program work could be shared by NRC and individual Agreement States (e.g., how NRC and the Agreement States could reach agreement on respective responsibilities for completion of work products identified in a national priority list).

Scope of Work

1. Obtain information and develop understanding of the processes utilized by NRC and the Agreement States to establish work priorities for the materials program.
2. Examine and develop a process that could be utilized by NRC and the Agreement States in the establishment of priorities for development of materials policy, rulemaking, and guidance products.
3. Examine and identify points in NRC's process where States can participate and provide input in the establishment of priorities for development of materials policy, rulemaking, and guidance products.
4. Examine processes which NRC and the Agreement States could use to make decisions on implementing plans for materials program work and how that work would be shared by NRC and individual Agreement States (e.g., Examine ways that NRC and the Agreement States could reach agreement on respective responsibilities for completion of work products identified in a national priority list).

Work Products

The work products to be completed under this pilot include: (1) a process that NRC and the Agreement States could use to establish priorities for development of materials policy, rule making, and guidance documents; (2) a national priority list agreed upon by both NRC and Agreement States, (3) a proposed framework for the NMP under the Alliance option.

Working Group Membership, Organization and Operations

Work under this pilot will be carried out by a working group consisting of NRC and State staff selected by the OAS and CRCPD Boards. They include:

- **Shawn Rochelle Smith**, NRC/STP (Chair) srs3@nrc.gov
- James Lynch, NRC/Region III jll2@nrc.gov
- Jayne Halvorson, NRC/NMSS jxh3@nrc.gov
- Anita Turner, NRC/NMSS alt@nrc.gov
- Kimberly Ferrell, NRC/OCFO kmf1@nrc.gov
- Ruth McBurney, TDH/BRC Ruth.mcburney@tdh.state.tx.us
- Robert Walker, MDPH/RCP Bob.walker@state.ma.us

Schedule

January 15, 2003

Finalize Basic Charters

June 18, 2003

Submit Work Product Plan for Each Charter and submit them with the Basic Charters to STP, and OAS and CRCPD Chairs for concurrence

February 2, 2004

Submit Draft Pilot Project and products, including an analysis against the success measures as set forth in SECY-02-0074 and provide to STP, OAS and CRCPD Chairs for review

April 15, 2004

Complete final pilot project reports and products and submit copies to the Director, STP, OAS, and CRCPD Chairs

Estimated Resources

384 hours per working group member {0.3 FTE}

480 hours for chair of working group {0.4 FTE}

Teleconferencing and video technology will be used to limit costs. All travel costs will be covered by STP.