

August 11, 2006

EA-06-190

William Vernetson, Ph.D.
Director of Nuclear Facilities
University of Florida
202 Nuclear Science Building
Gainesville, Florida 32611-8300

SUBJECT: ISSUANCE OF ORDER IMPOSING FINGERPRINTING AND CRIMINAL
HISTORY CHECK REQUIREMENTS FOR ACCESS TO SAFEGUARDS
INFORMATION

Dear Dr. Vernetson:

The U.S. Nuclear Regulatory Commission (NRC or Commission) has issued the enclosed Order (Enclosure 1) imposing additional requirements on access to certain Safeguards Information (SGI). On August 8, 2005, the President signed into law the Energy Policy Act of 2005 (EPAAct). The EPAAct amended the Atomic Energy Act (AEA) of 1954 to require fingerprinting and a Federal Bureau of Investigation (FBI) identification and criminal history records check of any person permitted access to new SGI as described in the attached Order.

The NRC has taken this action because it will provide new SGI to you to ensure adequate protection of your facility and associated special nuclear material. Under Section 147 of the Atomic Energy Act of 1954, as amended, the Commission has authority to "issue such orders, as necessary to prohibit the unauthorized disclosure of safeguards information...." The Order directs you not to share new SGI as described in the attached Order with any recipient unless that person has a need to know the SGI, has been fingerprinted and undergone a FBI identification and criminal history records check, the fingerprint check has been favorably decided, and has satisfied all other applicable requirements for access to SGI. Fingerprinting and the FBI identification and criminal history records check are not required, however, for any person who is relieved from that requirement by 10 CFR § 73.59 or has an active federal security clearance. Individuals who currently have access to existing SGI may continue to have access to all SGI except the new SGI without undergoing fingerprinting. This Order is effective immediately and imposes requirements in addition to other applicable requirements for access to SGI.

It is the staff's understanding that to ensure adequate protection of your facility and associated special nuclear material, you may need to share this SGI with individuals that meet the above criteria. The Order also directs you to provide a copy of this Order to such individuals. By doing so you are informing these individuals that this Order also applies to them. Unauthorized disclosure of SGI may result in civil or criminal penalties.

W. Vernetson

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Please contact Mr. Marvin Mendonca, at 301-415-1128 to facilitate resolution of any issues related to compliance with the requirements in the enclosed Order, or if you have any other questions on this matter.

A copy of the enclosed Order has also been forwarded to the Office of the Federal Register for publication.

Sincerely,

/RA/

J. E. Dyer, Director
Office of Nuclear Reactor Regulation

Enclosure: As stated

cc: See next page

University of Florida

Docket No. 50-083

cc:

Dr. Ali Haghighat, Chairman
Nuclear and Radiological Engineering
Department
University of Florida
202 Nuclear Sciences Center
Gainesville, FL 32611

Administrator
Department of Environmental Regulation
Power Plant Siting Section
State of Florida
2600 Blair Stone Road
Tallahassee, FL 32301

State Planning and Development
Clearinghouse
Office of Planning and Budgeting
Executive Office of the Governor
The Capitol Building
Tallahassee, FL 32301

William Passetti, Chief
Bureau of Radiation Control
Department of Health
4052 Bald Cypress Way
Tallahassee, FL 32399-1741

W. Vernetson

- 2 -

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Sincerely,

/RA/

J. E. Dyer, Director
Office of Nuclear Reactor Regulation

Enclosure: As stated

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