



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

March 28, 2016

ALL AGREEMENT STATES, WYOMING, AND VERMONT

CLOSEOUT OF TEMPORARY INSTRUCTIONS 001 AND 002 (STC-16-028)

Purpose: To inform the Agreement States that Temporary Instructions *TI-001, Implementation of Increased Controls*, which described the process used by the U.S. Nuclear Regulatory Commission (NRC) and Agreement State programs to monitor and evaluate actions taken by licensees to implement Increased Controls, and *TI-002, Integration of Increased Controls into the Integrated Materials Performance Evaluation Program (IMPEP)*, which evaluated the implementation of increased controls in NRC and Agreement State Programs through IMPEP, have been rescinded.

Background: On March 28, 2006, the former Office of NRC State and Tribal Programs¹ issued *TI-001, Implementation of Increased Controls*, which described the process used by the NRC and Agreement State programs to monitor and evaluate actions taken by licensees to implement Increased Controls, and *TI-002, Integration of Increased Controls into the Integrated Materials Performance Evaluation Program (IMPEP)*, which evaluated the implementation of increased controls in NRC and Agreement State Programs through IMPEP. On March 19, 2013, the Commission decided, through the publication of Title 10 of the *Code of Federal Regulations* (10 CFR) Part 37, to formalize additional security controls associated with Category 1 and 2 licensees.

On April 13, 2012, State Procedure (SA) 104 *Reviewing the Common Performance Indicator, Technical Quality of Licensing Actions* was issued. On July 14, 2015, SA-101, *Reviewing the Common Performance Indicator, Status of Materials Inspection Program* and on January 6, 2016 SA-102, *Reviewing the Common Performance Indicator, Technical Quality of Inspections* were issued. These procedures supersede Temporary Instructions TI-001 and 002

Discussion: The NRC and Agreement State programs have demonstrated successful implementation of increased security requirements for Category 1 and Category 2 radioactive materials into their licensing and inspection programs. For the existing common performance indicators, SA-102 is the final procedure to be revised to integrate and emphasize the evaluation of the program's performance with respect to security of Category 1 and 2 radioactive materials. The issuance of SA-101, SA-102, and SA-104 incorporated all the Part 37 requirements into the IMPEP process and obviates the need for TI-001 and TI-002 which are no longer required or being used in the inspection process. Therefore, TI -001 and TI-002 are rescinded.

¹ Predecessor of the former Office of Federal and State Materials and Environmental Management Programs (FSME)/Division of Materials Safety and State Agreements (MSSA) and the current Office of Nuclear Material Safety and Safeguards (NMSS)/Division of Material Safety, State, Tribal, and Rulemaking Programs (MSTR)

If you have any questions regarding this correspondence, please contact me at (301) 415-3340, or the individual listed below:

POINT OF CONTACT: Joe O'Hara
TELEPHONE: (301) 415-6854

E-MAIL: Joe.OHara@nrc.gov

/RA/

Daniel S. Collins, Director
Division of Material Safety, State, Tribal
and Rulemaking Programs
Office of Nuclear Material Safety
and Safeguards

If you have any questions regarding this correspondence, please contact me at (301) 415-3340, or the individual listed below:

POINT OF CONTACT: Joe O'Hara
TELEPHONE: (301) 415-6854

E-MAIL: Joe.OHara@nrc.gov

Daniel S. Collins, Director
Division of Material Safety, State, Tribal
and Rulemaking Programs
Office of Nuclear Material Safety
and Safeguards

MLXXXXXXXXXX

OFC	MSTR/ASPB	MSTR/ASPB	MSTR
NAME	JOHara	PMichalak	DCollins
DATE	03/24/16	03/24/16	03/28/16

OFFICIAL RECORD COPY