



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

SECRETARY

October 12, 2016

Matthew W. McKinley  
Administrator, Cabinet for Health and  
Family Services, Radiation Health Branch  
275 East Main Street HS1C-A  
Frankfort, KY 40621-0001

Dear Mr. McKinley:

The U.S. Nuclear Regulatory Commission (NRC) is pleased that you will participate in a public Commission briefing on Program Review of Part 37 of Title 10 of the Code of Federal Regulations (10 CFR Part 37) for the Protection of Risk-Significant Quantities of Radioactive Material, on October 27, 2016, at 10:00 a.m. The Commission is interested in hearing your views on the Agreement State perspective on the effectiveness of 10 CFR Part 37 requirements and guidance. The meeting will be held in the Commissioners' Conference Room on the first floor of the NRC's Headquarters building at One White Flint North, Rockville, Maryland. I am enclosing a copy of the meeting agenda for your information (enclosure). My staff will keep you informed of any updates to the agenda.

To assist the Commission in preparing for the meeting, please e-mail any written material, including slides, to Ms. Denise McGovern ([Denise.McGovern@nrc.gov](mailto:Denise.McGovern@nrc.gov)) and Ms. Pamela Shea ([Pamela.Shea@nrc.gov](mailto:Pamela.Shea@nrc.gov)) in the Office of the Secretary, by **October 20, 2016**, so that it can be distributed to the Commission for review in advance of the meeting. PowerPoint is the preferred format, but other electronic presentation formats may be used. This Commission meeting will be webcast live at the Web address: [www.nrc.gov](http://www.nrc.gov), and materials provided for the meeting will be posted on the NRC public website prior to the meeting: <http://www.nrc.gov/reading-rm/doc-collections/commission/tr/>. If you have any questions, please contact Ms. McGovern at 301-415-0681.

Your presentation at the Commission meeting should be based on the assumption that Commissioners are familiar with the content of your written material. Please plan your oral presentation for about 10 minutes, discussing the important points on which you wish to focus the Commission's attention. Please avoid the use of acronyms where possible. If you do use acronyms, please explain them during your presentation.

The NRC Headquarters building is located opposite the White Flint Metro Station on Rockville Pike and Marinelli Drive, Rockville, Maryland. The White Flint Metro Station is on the Red Line of the Washington area subway system. Reserved visitor parking for Commission guests is

available. If you wish to use reserved parking, please notify Ms. McGovern in advance. If reserved parking has been arranged, please check-in with the security staff at the entrance to the NRC campus on Marinelli Drive when you arrive. A Security Guard will call for an escort.

Please note that visitors will be screened through metal detectors, will have their packages X-rayed, and will be required to present a picture identification card prior to signing in at the registration desk.

Sincerely,

A handwritten signature in dark ink, appearing to read "Annette Vietti-Cook", with a long, sweeping horizontal line extending to the right.

Annette Vietti-Cook  
Secretary of the Commission

Enclosures:  
Draft Agenda

**Title:** **PROGRAM REVIEW OF PART 37 OF TITLE 10 OF THE *CODE OF FEDERAL REGULATIONS* (10 CFR PART 37) FOR THE PROTECTION OF RISK-SIGNIFICANT QUANTITIES OF RADIOACTIVE MATERIAL (Public Meeting)**

**Purpose:** To brief the Commission on the results of the program review conducted to assess the effectiveness of the requirements in 10 CFR part 37.

**Scheduled:** **October 27, 2016**  
**10:00 am - 11:30 am**

**Duration:** Approx. 1.5 hours

**Location:** Commissioners' Conference Room, 1<sup>st</sup> fl OWFN

<b>Participants:</b>	<b>Presentation</b>
<b><u>NRC, Agreement State, and External Participants</u></b>	<b>60 mins.*</b>

**Glenn Tracy**, Deputy Executive Director for Materials, Waste, Research, State, Tribal, Compliance, Administration, and Human Capital Programs

**Marc Dapas**, Director, Office of Nuclear Material Safety and Safeguards (NMSS)

Topic:

- Conduct of the Program Review and Interrelationship with Government Accountability Office Engagements

**Sabrina Attack**, Acting Chief, Source Management and Protection Branch, Division of Material Safety, State, Tribal, and Rulemaking Programs (MSTR), NMSS

Topic:

- Program Review Results and Recommendations

**Robert Gattone**, Senior Health Physicist, Materials Inspection Branch, Division of Nuclear Material Safety, Region III

Topic:

- Inspection Program Results and Source Security Events

**Cheryl Rogers**, Independent Consultant

Topic:

- Review of Clarity of the 10 CFR Part 37 Requirements and Guidance

**Matthew McKinley**, Administrator, Radiation Health Branch, Kentucky  
Department for Public Health (OAS Chair)

Topic:

- Agreement State Perspective on Effectiveness of 10 CFR Part 37 Requirements and Guidance

**Commission Q & A**

**30 mins.**

**Discussion – Wrap-Up**

**5 mins.**

**Documents:**

SECY-16-0017, “Staff Activities Related To the Program Review of Part 37 of Title 10 of the *Code of Federal Regulations*,” ML15254A374

Slides due to NRC: 10/20/16