



OFFICE OF THE
SECRETARY

UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555

September 18, 1996

date

initials

9/27/96

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MEMORANDUM TO:

James M. Taylor
Executive Director for Operations

FROM:

John C. Hoyle, Secretary

SUBJECT:

STAFF REQUIREMENTS - SECY-96-167 - SPECIFIC
DOMESTIC LICENSES OF BROAD SCOPE FOR
BYPRODUCT MATERIAL - ADVANCE NOTICE OF
PROPOSED RULEMAKING

The Commission has approved publication of the Advance Notice of Proposed Rulemaking (ANPR) in the Federal Register subject to incorporation of the following comments.

1. A detailed definition of the term "broad scope" should be added to the rule language.
2. The question of separation of contamination risk versus external radiation risk should be posed to the public.
3. A discussion and request for comments on what balance the NRC should strike between a performance-based and a prescriptive approach to regulating broad scope licensees should be included in the ANPR. In the specific context of regulating such licensees, the discussion should state what NRC means by performance-based regulation and prescriptive regulation and should identify the principal issues associated with each of these regulatory approaches.

(EDO)

(SECY Suspense: 11/1/96)

The staff should consider, while not delaying publication of the ANPR, directly addressing the issue of whether non-Federal licensees may obtain master materials licenses. This is an important policy issue in that only federal agencies already have master materials licenses.

(EDO)

(SECY Suspense: 4/25/97)

SECY NOTE:

THIS SRM, SECY-96-167, AND THE VOTE SHEETS OF ALL COMMISSIONERS WILL BE MADE PUBLICLY AVAILABLE 5 WORKING DAYS FROM THE DATE OF THIS SRM.

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Concurrent with the development of 10 CFR Part 33, the staff should also consider finalizing any guidance on broad scope licensee Radiation Safety Officer (RSO) training and experience contained in draft regulatory guides. By finalizing the guidance, licensees will know what type of "specific training in radiation health sciences" and what type of experience is appropriate for broad scope licensee RSOs. This should be provided for Commission review with the proposed rule.

(EDO)

(SEC) Suspense: 12/31/97)

cc: Chairman Jackson
Commissioner Rogers
Commissioner Dicus
Commissioner Diaz
Commissioner McGaffigan
OGC
OCA
OIG
Office Directors, Regions, ACRS, ACNW, ASLBP (via E-Mail)